



## Administrative

Location **5090 S. MARYLAND PARKWAY LAS VEGAS, NV 89119** Sector /Beat  
Occurred On (Date and Time) **8/12/2002 11:00:00 PM** Or Between (Date and Time)  
Reporting Officer **2038 - TREMEL, D 2038** Report Taken On **8/14/2002 11:00:00 AM**  
Entered By **2038 - TREMEL, D 2038** Entered On **8/14/2002 1:03:18 PM**

## Offenses:

### KIDNAP FIRST DEGREE WITH DEADLY WEAPON

Completed **Yes** Domestic Violence **No** Hate/Bias

### SUICIDE

Completed **Yes** Domestic Violence **No** Hate/Bias

### MURDER OF PEACE OFFICER OR FIREMAN.

Completed **No** Domestic Violence **No** Hate/Bias

### HOME INVASION

Completed **Yes** Domestic Violence **No** Hate/Bias

## Victims:

### Name: BAKER, OFFICER GARTH

Victim Type **Individual** Written Statement **Yes** Can ID Suspect **Yes**  
DOB Age Sex **Male** Race **White**  
Height Weight Hair Color Eye Color  
Employer/School **LVMPD**  
Occupation/Grade **POLICE OFFICER P#6061** Work Schedule **SWING**  
Injuries **BULLET STRUCK TOP OF OFFICERS SHOULDER TEARING HIS SHIRT AT THE SHOULDER AND STRIKING HIS PORTABLE RADIO MICROPHONE THAT WAS ATTACHED TO HIS UNIFORM**

### Addresses

#### Phones

Business/Work **702 229-3111**

#### Death/Injury

Nature/Cause **BULLET GRAZE TO LEFT SHOULDER,** Pronounced Date/Time Coroner Notified **No**

Transported To  
Medical Attendant Name  
Notified By  
Transported By  
Medical Clearance Required **No**  
Medical Clearance By  
Medical Attendant Type  
Next Of Kin Notified **No**

Notes

### : BRIGGS, OFFICER BRIAN

Victim Type **Individual** Written Statement **Yes** Can ID Suspect **Yes**  
DOB Age Sex **Male** Race **White**  
Height Weight Hair Color Eye Color  
Employer/School **LVMPD**  
Occupation/Grade **POLICE OFFICER P#6201** Work Schedule **SWING**  
Injuries **MINOR INJURY TO HEAD FROM GUNSHOT WOUND, NO INJURY TO CHEST..BULLET WAS STOPPED BY OFFICERS BODY ARMOR**

### Addresses

#### Phones

Business/Work **702 229-3111**

#### Death/Injury

Nature/Cause **GSW TO HEAD AND CHEST,** Pronounced Date/Time Coroner Notified **No**

Transported To  
Medical Attendant Name  
Notified By  
Transported By **AMR**  
Medical Clearance Required **No**  
Medical Clearance By  
Medical Attendant Type **PARAMEDIC**  
Next Of Kin Notified **No**

Notes

### : RODRIGUEZ, JUAN CARLOS

Victim Type **Individual** Written Statement **Yes** Can ID Suspect **Yes**  
DOB **PII/1981** Age **20** Sex **Male** Race **Hisp/Latin Amer**  
Height **5'7"** Weight **170** Hair Color **Black** Eye Color **Brown**  
Employer/School  
Occupation/Grade **PAINTER** Work Schedule

Injuries

Addresses

5020 S MARYLAND PARKWAY, Apt#2 LAS VEGAS, NV 89119

Phones

Residence/Home

702 798-7807

Death/Injury

Nature/Cause

Pronounced Date/Time

Coroner Notified

Transported To

Transported By

Medical Attendant Type

Medical Attendant Name

Next Of Kin Notified

Notified By

Medical Clearance Required

Medical Clearance By

Notes

**Suspects:**

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**Name:** FULLER, GERMAINE E

**Aliases:**

**FULLER, GERMAINE E**

Written Statement

No

DOB **PII/1972**

Age **29**

Sex **Male**

Race **Black or African American**

Height **6'0"**

Weight **175**

Hair Color **Black**

Eye Color **Brown**

Employer/School

Work Schedule

Occupation Grade

Injuries

Addresses

5550 S MARYLAND PARKWAY, Apt#146 LAS VEGAS, NV 89119

Phones

Notes

**Arrestees:**

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**Witnesses:**

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**Name:** IRAHETA, JOSE

Written Statement

Yes

Can ID Suspect

Yes

DOB

Age

Sex **Male**

Race

**Hisp/Latin Amer**

Height

Weight

Hair Color

Eye Color

Employer School

Work Schedule

Occupation Grade

Addresses

5247 GARDEN LANE, Apt#C LAS VEGAS, NV 89119

Phones

Notes

**Name:** VAN NIEKIRK, TANYA

Written Statement

Yes

Can ID Suspect

Yes

DOB **PII 1972**

Age **30**

Sex **Female**

Race

**White**

Height

Weight

Hair Color

Eye Color

Employer School

Work Schedule

Occupation Grade

Addresses

5247 GARDEN LANE, Apt#C LAS VEGAS, NV 89119

Phones

Notes

**Other Entities:**

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**Properties:**

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**Type:**

Status **Miscellaneous Victim**

Quantity

Value

Color

Description **FORD VICTORIA [EX31573]**

Manufacturer **FORD**

Model

**VICTORIA**

Serial Number\VIN

LLV020812002985

Vehicle Year  
Body Style

4-door

Lic Plate #  
Vehicle Type

EX31573

Lic Plate State

Nevada

Lic Plate Exp

#### Vehicle Colors

Primary White  
Secondary Black  
Notes

## Narrative:

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Subject: ATT. MURDER OF A P.O. (2 CTS), HOME INVASION,KIDNAP, SUICIDE

Author: TREMEL, D 2038 [2038]

Entered Date: 08/14/2002 14:19

Narrative Type: INCIDENT CRIME REPORT

ON 8-12-02 AT APPROXIMATELY 2300 HOURS, OFFICERS RESPONDED TO THE AREA OF RENO/MARYLAND PARKWAY IN REFERENCE TO A REPORT OF A MAN SHOOTING A GUN. THE SUSPECT WAS DESCRIBED AS A BMA, ALL DARK CLOTHING, WEARING DARK SUNGLASSES, SHOOTING HIS GUN INTO THE AIR. ARRIVING OFFICERS CHECKED THE AREA AND COULD NOT LOCATE THE SUSPECT. OFFICER BRIAN BRIGGS ARRIVED IN THE AREA AND SAW A POSSIBLE SUSPECT SITTING AT THE BUS STOP IN FRONT OF THE LAS VEGAS ATHLETIC CLUB AT 5090 MARYLAND PARKWAY. OFFICER BRIGGS INITIATED A PEDESTRIAN STOP ON THE SUSPECT. THE SUSPECT REFUSED TO COMPLY WITH THE OFFICER AND A STRUGGLE ENSUED BETWEEN THE OFFICER AND THE SUSPECT. THE SUSPECT PRODUCED A HANDGUN DURING THE STRUGGLE AND SHOT OFFICER BRIGGS ONCE IN THE HEAD AND ONCE IN THE CHEST. OFFICER BRIGGS RELEASED HIS HOLD ON THE SUSPECT AND BACKED AWAY. BACK UP OFFICERS ARRIVED AND OFFICER GARTH BAKER PULLED TO THE BUS STOP AND THE SUSPECT SHOT AT HIM, STRIKING HIM ON THE LEFT SHOULDER JUST RIPPING HIS SHIRT AND TEARING HSI RADIO MICROPHONE CORD THAT WAS ON HIS SHIRT. THE BULLET PASSED BY OFFICER BAKER AND BROKE OUT THE PASSENGER SIDE REAR WINDOW OF THE POLICE VEHICLE. THE SUSPECT THEN RAN EAST FROM THE SCENE DOWN AN ALLEY AND INTO THE CAMELOT APARTMENTS. HE FORCIBLY ENTERED 5020 MARYLAND PARKWAY APT. 2, WHICH WAS OCCUPIED BY JUAN CARLOS RODRIGUEZ. THE SUSPECT HELD RODRIGUEZ HOSTAGE WITH HIS HANDGUNS, REFUSING TO LET HIM LEAVE. APPROXIMATELY AN HOUR LATER, RODRIGUEZ WAS ABLE TO ESCAPE THE APARTMENT AND RUN FROM THE SCENE AND NOTIFY POLICE WHO WERE ON A PERIMETER ON MARYLAND PARKWAY. OFFICERS SURROUNDED THE APARTMENT AND CONTACT WAS MADE WITH THE SUSPECT VIA TELEPHONE. NEGOTIATORS WERE BROUGHT IN TO ESTABLISH CONVERSATION WITH THE SUSPECT. SWAT OFFICERS WERE ALSO REQUESTED. NEGOTIATIONS WITH THE SUSPECT EVENTUALLY BROKE DOWN, AND SWAT OFFICERS TACTICALLY ENTERED THE APARTMENT BY BREACHING THE DOORS AND FIRING TEAR GAS INTO THE APARTMENT. THE SUSPECT WAS FOUND DEAD INSIDE THE APARTMENT AFTER AN 11 HOUR STANDOFF. HE DIED FROM AN APPARENT SELF INFLICTED GUNSHOT WOUND TO THE HEAD. THE SUSPECT HAD BARRICADED HIMSELF IN THE BACK BATHROOM BY RIPPING THE SINK FROM THE WALL AND BLOCKING THE DOOR. HE HAD A LARGE QUANTITY OF EXTRA AMMUNITION AND A .38 REVOLVER AND A 9MM SEMI AUTOMATIC TEK-9 IN HIS POSSESSION. ID PROCESSED THE ENTIRE SCENE IN FRONT OF THE LAS VEGAS ATHLETIC CLUB AND 5020 MARYLAND PARKWAY #2. ALL EVIDENCE WAS IMPOUNDED. THE SUSPECT, LATER ID'ED AS GERMAINE FULLER, WAS TAKEN TO CCCME BY BUNKER MORTUARY FOR AN AUTOPSY. SEE OFFICERS REPORT FOR COMPLETE DETAILS.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT

Event #

020812-2985

THIS PORTION TO BE COMPLETED BY OFFICER

Specific Crime <b>ATT MURDER on RILE OFFICER</b>		Date Occurred <b>08/12/02</b>	Time Occurred <b>2300 hrs</b>
Location of Occurrence <b>5090 S. Maryland Pkwy Ls no 89119</b>		Sector/Beat <b>H4</b>	<input type="checkbox"/> City <input checked="" type="checkbox"/> County

Your Name (Last / First / Middle) <b>Mendez Shelia Kay</b>		Date of Birth <b>PII 56</b>	Social Security # <b>PII</b>
Race <b>Black</b>	Sex <b>F</b>	Height <b>5'3"</b>	Weight <b>200</b>
Hair <b>Brown</b>	Eyes <b>Brown</b>	Work Schedl. (Hours) <b>7AM</b>	(Days Off) <b>Luxor SPA</b>
Residence Address: (Number & Street) <b>5035 Maryland Pkwy</b>		Bldg./Apt.# <b>19</b>	City <b>Las Vegas</b>
State <b>NV</b>		Zip Code <b>89169</b>	Res. Phone:
Bus. (Local) Address: (Number & Street)		Bldg./Apt.#	City
State		Zip Code	Occupation
Best place to contact you during the day		Best time to contact you during the day <b>Monday/Tue 10AM-12</b>	
		Can You Identify the Suspect? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

DETAILS I was sitting outside on the steps. looking at the Bus stop.  
Police always stop and FRISK the people there. One police man got out  
of the car. He started to talk to the people. There were <sup>seemed</sup> appear to  
be 3 men and one lady. The police man leaned in to the middle  
man, and covered him. He was fighting for the gun. Then I heard 3  
shots. I saw the police man run away. And one black guy  
dressed in dark clothes run he kind the liquor store.

I HAVE READ THIS STATEMENT AND I AFFIRM TO THE TRUTH AND ACCURACY OF THE FACTS CONTAINED HEREIN. THIS STATEMENT WAS  
 COMPLETED AT (LOCATION) 5090 Maryland Pkwy  
 ON THE 12 DAY OF Aug AT 2345 (AM / PM) 2002

Witness/Officer: [Signature] P# 2850  
 (SIGNATURE)  
 Witness/Officer: J. STELL P# 2850  
 (PRINTED)

[Signature]  
 SIGNATURE OF PERSON GIVING STATEMENT

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT CONTINUATION

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Event #: 020812-2985

PUT THE BAG WITH 2-BURER

I PICK IT UP AND PUT THEM ON  
THE GROUND

Witness: J. STELLER 2150

Witness: J. STELLER 2150

LVMPD 86 (REV. 3-91)

SIGNATURE OF PERSON GIVING STATEMENT

PRINT NAME OF PERSON GIVING STATEMENT

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**OFFICER'S REPORT**

EVENT #: 020812-2985

BARRICADED SUBJECT

SUBJECT

DIVISION REPORTING:

SOD

DIVISION OF OCCURRENCE:

FSD

DATE AND TIME OCCURRED:

08/12/02 - 0108 HRS.

LOCATION OF OCCURRENCE:

5020 S. MARYLAND PKWY.  
APT. #2

SUSPECT: Fuller, Germaine - black male adult - DOB PII 72, SS # PII

**DETAILS:**

On 8/12/02 at approximately 1125 hours, a subject later identified as Germaine Fuller had an altercation in the area of Tropicana and Maryland Pkwy. Reports coming in from Dispatch was there was an individual causing a problem in that area. Patrol officers were dispatched to the area at approximately 1128 hours, 2 patrol officers in separate black and white units arrived. During that time they came into contact with the subject Germaine Fuller. When the first officer made contact with Germaine Fuller, an altercation ensued and that officer was shot in the head and chest by Germaine Fuller. As the second officer attempted to make contact or assist the first patrol officer that officer was also shot at by Germaine and that officer was grazed in the shoulder area. Germaine then fled the area in an attempt to escape from the altercation he just had with the two patrol officers.

A perimeter was set up by all the responding patrol units and supervisors. It was determined a short time later, as the perimeter was forming, that Germaine Fuller had forced his way into an apartment at 5020 S. Maryland Pkwy. Apt. #1. It should be noted that Germaine forced his way into the apartment which was occupied. A short time later the occupants managed to escape and Germaine Fuller was seen and heard by patrol officers barricading himself into the apartment. Evidently some contact was made by phone with the suspect prior to Crisis Negotiators and SWAT arriving. During this time evacuation was started by patrol. Whoever was doing the negotiations tried to continue to have Germaine Fuller come out of the apartment and give himself up.

This went on for some time and at approximately 0108 hours Lt. Mattingly notified Lt. Burns, the SWAT Commander and requested SWAT Negotiators to respond. The first SWAT officer on the scene was Lt. Burns, Call Sign 362Z, P#3170 - he was the SWAT Commander at the Command Post with a handgun. As the other officers were en route the entire SWAT then assembled as follows:

695Z Sgt. Yada, P#2931 was at the Command Post with a handgun  
679Z Sgt. McArthur, P#3615 - TSD Supervisor - Handgun  
601Z Sgt. Fletcher, P#2942 - Team Leader M16 Peacekeeper #1 side  
Z4 D. Hixson, P#3185 - Asst. Team Leader Entry #1, M16 and Handgun

and Time of Report: 08/30/02 - 1900 HRS.

Officer: DARRELL HIXSON

P#: 3185

Approved:

Officer:

P#:

SIGNATURE:

**CONTINUATION REPORT**

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- Z3 K. McCord, P#2951 - Containment #1 Peacekeeper - low lethality gas 37 and also Entry #3 with handgun
- Z7 D. Reid, P#3241 - 1-4 Containment, Explosive Breach, Handgun
- Z11 M. Rivera, P#3881 - Entry #5, Explosive Breach, low lethality gas
- Z14 M. Fowler, P#3707 - Containment #1 Peacekeeper, MP5
- Z9 G. Vesp, P#4113 - Explosive Breach, rear rake and break and handguns
- Z8 P. Dapra, P#3810 - Explosive Breach, Containment #1 on the Peacekeeper
- Z20 J. Kegley, P#4981 - Gas pyro 40 mm and handguns
- Z24 D. Jaeger, P#4762 - Containment #1 Peacekeeper with handgun  
V. Dumas, Peacekeeper and evacuation handgun
- Z25 A. Klein, P#4982 - Rear Containment - low lethality gas - 37 mm Entry #2 with handgun
- Z22 J. Emery, P#3936 - Rear Containment - Entry #4 handgun
- Z18 A. Williams, P#4083 - #4 Containment - M16
- Z5 T. Wilson, P#3174 - Sierra 3
- Z15 J. Sheahan, P#3989 - Sierra 1 at 6 o'clock 45 yards elevated with 308 Remington
- Z16 J. Vanek, P#3181 - Sierra 1 at same location and elevation as Sheahan
- Z12 B. Voyles, P#3977 - Explosive Breach 1-4 Containment, handgun

At approximately 0130 hours all SWAT Units were ready for deployment. A Recon team went out of Officers Fowler and Vanek at approximately 0135 hours. They were back in position at 0140 hours with a rough drawing of the target location. At 0140 hours a Containment Team was set out and was in position at 0145 hours. Sierra Units also went out at the same time, 0140 hours, and were in position at approximately 0145 hours.

At approximately 0155 hours Sgt. Fletcher notified Lt. Burns in the Command Post that the SWAT Team had gained the inner perimeter and could release patrol from their function on the inner perimeter.

The line-up using the front door as the #1 side is as follows: the #1 Containment Team behind the Peacekeeper was Sgt. Fletcher, Officers Hixson, McCord, Rivera, Dapra and Fowler. The K-9 Unit with the #1 Containment Team was K-9 Unit 5 - E. Kerns. On the #1-2 corner away from one apartment down west of the apartment on the #1-2 corner was K-9 Ofc. B. Johnson K-9 Unit 9. Rear Containment was set up with SWAT Officers A. Klein and J. Emery with K-9 Ofc. K-9 Unit 8 Tom Moore. To the east and approximately 2-3 apartments down and an area away from the target was the #4 Containment Team of Ofc. A. Williams and K-9 Ofc. 628K Sgt. Fasulo. The 1-2 Containment in apartment next door just east of our target apartment on the 1-4 corner would be Officers Warren and Reid.

With the team set up and the Sierra Units 1 at the position of 6 o'clock at 45 yards elevated, Sgt. Fletcher then told Command Post that the SWAT Units were all set and ready to go.

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It is not known how long and who did negotiations, but at approximately 0218 hours Negotiators were calling in to the Apartment #2. During this time, Assistant Team Leader Hixson noticed that Apartment #1's door, which was just to the right of Apartment #2, if this suspect was to exit out, in less than 2 steps he would be in Apartment #1 which faced in an easterly direction, and if he was to get in Apartment #1 Germaine would out flank the #1 Containment Team behind the Peacekeeper.

Ofc. Hixson also noticed as did other members of the Team that Apartment #1's door appeared to have been damaged from the height of someone trying to push their shoulder into it. It is possible that Germaine Fuller tried to enter Apartment #1 first and then the door was locked as it looked like it was hit by a shoulder of someone trying to get in. It was clear that he did manage to get into Apartment #2 and that is where we had him contained at this time.

Due to the fact that he could open Apartment #2 and just take one step to his right and be in Apartment #1 we asked the CP that Officers Hixson and Fowler do a stealth entry on some windows that were facing south on Apartment #1. We requested that the two officers do a stealth entry, enter the apartment, secure the door to Apartment #1 so Germaine Fuller could not come out and get into that apartment and create another barricade in just a different apartment. Command Post okayed that and that was done by Officers Hixson and Fowler.

Negotiators continued throughout 0222 hours and were making contact, they continued to talk off and on for some time. We were appraised of the fluctuation of Germaine Fuller's demeanor throughout the negotiations. Command Post noted that he was agitated, at times very angry yelling. Negotiations went on for some time and at 0430 hours we could hear shots in the back of the building. We were trying to get Germaine to pick up the phone as he had not been in contact for sometime with Negotiators and as we attempted to bullhorn from the Peacekeeper we heard the shots coming into the rear of the apartment. Our rear Containment Team verified that in fact they did hear the shots towards the rear of the apartment.

It also should be noted that a rear Containment Team said that there is some mattresses stacked against the windows in the target Apartment #2. This coincided with the patrol officers talking about Germaine barricading as they arrived. Also during our time when Negotiators were negotiating and we were just holding our containment positions we heard Germaine move furniture and make quite a bit of noise inside and we were figuring that he was doing some additional barricading into the apartment.

Sgt. Fletcher and Ofc. Hixson requested of CP that the gas plan be formulated and they okayed the gas plan to be formulated, but not to be deployed for a while. Officers Klein, Kegley and McCord were the ones to be deploying gas. In the event the gas was to be deployed, the formulas were to be figured by Officers Kegley, Dapra and Klein.



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At approximately 0430 hours the Command Post gave the okay for the gas plan to be deployed, as negotiations had not been doing any good at this time and Germaine is still refusing to come out. The gas plan was formulated and initiated as follows: the first round of gas was deployed from the rear by Ofc. Klein. The rounds were deployed to the rear first and then to the front area. The first rounds of gas were a total of 8 rounds of gas ferrets, 8 grams of CS each, a total of 64 grams. We then put a clock on the gas plan and told the Command Post that at approximately 0440 hours that gas was deployed.

Now, it should be noted as the first round of gas went off at 0440 hours, Germaine gets on the line to negotiators and says stop we'll talk. The gas plan was stopped until approximately 0444 hours when Lt. Burns said to continue with the gas plan. Sgt. Fletcher ordered the gas plan to be implemented and that was when the total of eight rounds were fired.

As we waited approximately 15 minutes the second volley of gas is authorized by Lt. Burns and Sgt. Fletcher tells Officers Kegley and Klein to initiate the second gas plan. Again, the second volley comes from the rear first and then to the front. The second rounds of gas deployed by Officers Kegley and Klein are again a total of 8 rounds of gas ferrets, 8 grams in each ferret - a total of 64 grams. The second gas plan is done at approximately 0459 hours.

Negotiators continued to ring in attempting to contact Germaine, but it goes to no avail. We were hoping to flush Germaine since he had weapons inside and we heard firing in a certain area of the house and hopefully the gas plan coming from the rear would allow him to exit and give up peacefully. Also, if we couldn't get him out, we wanted to drive him to an area we knew he would be at, so we left the water on hoping he would retrieve to the bathroom area. At 0509 hours we decided to shut off the water, so he would not get any relieve from the gas plan. This was done and again we waited till 0525 hours and still had no response from Germaine, either with Negotiators or willing to come out.

Lt. Burns authorized deployment of a different type of gas - 517s. They are going to prepare to be dropped in directly to the front window of the #1 side. This window is located to just the right side of the door and the window was originally damaged when we deployed the gas ferrets through it. To make it easy to deploy the 517 gas which is a double wall construction gas and smoke type of device, Ofc. McCord uses a 37 mm gas gun with wooden ferrets in it to break open the window further. This is done at approximately 0525 hours and the glass in the window is broken additionally, other than what the gas ferrets had done previously.

At approximately 0526 hours the Lt. gives the okay to deploy the 517s. A team of Ofc. Reid on the shield, Ofc. McCord covering and Ofc. Kegley deploying the 517s is approaching the window from the east to the west. They are on the #1 side coming from the 4 to the 1 going towards the 2 side. The 517s are deployed inside the apartment and the team drops back. The ensuing smoke and gas can be seen in the apartment and at

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approximately 15 minutes later there still is no answer on the phone to negotiators, nor do we see any movement inside the apartment from the gas being deployed.

Negotiators still try to ring in until 0706 hours when Lt. Burns gives the okay to breach the front door and see if we can now see Germaine anywhere in the apartment, as he has not picked up the phone, nor has he been heard inside the residence for some time. The Breach Team consisting of Ofc. Hixson on the shield as cover, Ofc. Dapra as Asst. Breacher and Ofc. Rivera as primary Breacher make their way to the window that was prepped on the #1 side from Apartment #1 where earlier Officers Fowler and Hixson had done a stealth entry and closed the door to Apartment #1. The three officers went into that apartment because they could open the door from Apartment #1, reach right across and place explosive breaching device right on the door of the target Apartment #2. This was done and set up and Sgt. Fletcher advised Lt. Burns that they were ready to take the door down and at approximately 0712 hours the breach team breached the front door.

When the front door was open Ofc. Hixson on the shield could see that a massive amount of furniture had been barricaded between the bedroom that was towards the rear on the 3 side and the living room area in the #1 area. There was a door that separated the two areas and the furniture was almost stacked as tall as the door. As we shielded up to get closer, we deployed a distract inside to make sure no one was near the front door. We then sent Ofc. Kerns' K-9 dog into the living room area that we could see from the front door and behind the shield, and he did not alert on anything and he came out. As we went in further we could hear shots coming from the rear, so the team near the front door immediately withdrew back into Apartment #1 behind the shield.

We then deployed another distract on the #1 side near the front door so another gas plan could be done. We determined that with the shots being fired and the areas that were barricaded and the doors that were closed and the movement not seen from the rear, that we had Germaine into the bathroom area that we had tried to when we gassed earlier. He either had to come out because of the gas or go to water, and it appeared that he had gone into the bathroom area.

With this option we then had another team coming from the #4 side along the one side of D. Reid on the shield, J. Kegley covering and Ofc. McCord shooting gas ferrets from the #1 window into the kitchen area through the kitchen wall and the gas ferrets should penetrate in to the bathroom area. This was done because we realized that he probably had closed the bathroom door, sealed it off and no gas was getting inside the bathroom after the initial gas plan. He had done this probably between the 2 gas volleys and the 517s that were thrown in the living room area which would not penetrate that barricaded area and the barricaded doors into the bathroom.

Ofc. McCord fired a total of 4 gas ferret round, 2 - 40mm and 2 - 37 mm rounds into the kitchen wall that faced the #1 side and he was aiming towards the #3 and if it penetrated through the walls should land in the bathroom area. This was completed at 0735 hours.

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At 0752 hours there was no response. Negotiators had not heard anything and there was no movement in the apartment. Due to the fact that this was a long call out in the heat, as the sun was rising, was extreme, we did a rotation of 4 officers at a time and tried to get the gas off of them and them hydrated. This was done at approximately 0930 hours. The Command Post advised us to go ahead and continue trying to get Germaine out, as they had been attempting to ring in and to bullhorn and all the times they were unsuccessful.

A plan was devised to go to the rear, do a rake and break, get the gas into the bathroom that we thought he was in and also into the closet area that was next to the bathroom in the bedroom area that he could possibly be barricaded in.

Also, we had a plan to do an explosive breaching of what we call gun ports from the adjacent apartment #3. These breaching devices would put up against the wall and they would make holes into the bathroom area and living room area of apartment #2 where we thought Germaine might be barricaded in. The plan was given to Lt. Burns, was okayed and Sgt. Fletcher started the plan into effect.

At 0945 hours a rake and break team of Officers McCord, Hixson, Emery, Klein and Vesp are sent to the rear. They raked and broke what glass was left of the window after it had been 37d with the gas ferrets. Ofc. Vesp using a long fire department pull raked the rear window out. Officers Emery and Hixson did cross coverage on the window and Ofc. McCord fired two 37 mm rounds into the closet that was partially open and into the bathroom door that was fully closed. It should be noted that there were 2 rounds in the closet and a total of 3 rounds by Ofc. McCord fired into the bathroom. That was completed at approximately 0950 hours or thereabouts.

It should be noted that the rake and break team noted blood throughout the bedroom area and gave that information to the Command Post via the radio. At approximately 1010 hours the breach team in Apartment #3 breached the walls and created a hole in both the closet and bathroom areas. An inspection pole cam was inserted into the bathroom area and at approximately 1023 hours Sgt. Fletcher was advising the CP that he sees a suspect that appears to be laying on the ground in the bathroom with a towel or pillow covering his head.

We decided to make entry and an Entry Team of Ofc. Hixson as #1, Ofc. Klein as #2, Ofc. McCord as #3, Ofc. Emery #4 and Ofc. Rivera as #5 make entry through the window on the #3 side that was raked and broke out. Once entry was gained we cleared the bedroom area which had the mattresses in and around the area. We cleared the closet and found no one inside and we breached the bathroom door which appeared to be heavily barricaded with rags and towels around the lower part of the door.

Once the door was breached and we had cross coverage on it we saw an individual later identified as Germaine Fuller lying on his back and a pool of blood near the bathtub area. The sink to the bathroom had been ripped off the wall and that was what was barricading the door and causing a great deal of problems as we tried to breach it. Also, all the towels

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that we saw were near the bottom of the bathroom were also in view. There was a Tec 9 weapon on the toilet. The handgun that we could see was still in the hands of Germaine, in his right hand laying on his chest. He did not have a shirt on and he was wearing black jeans. Ofc. Hixson notified via the radio to the Command Post exactly what he was seeing as we made entry into the bathroom.

At approximately 1035 hours the residence was secured, a Tac-Medic and doctor are brought into the area and the doctor pronounces the subject dead. For the details on the doctor's name and Tac-Medics, refer to their reports. The scene is then frozen and it is turned over to patrol and detectives to further their investigation pertaining to this particular call out.

It should be noted that no officers were injured at the scene after the initial confrontation with Germaine Fuller. The patrol officers were being treated at UMC. During the call out no SWAT officer, K-9 or out of perimeter officers were injured that we know of at the time of this dictation. No evidence was handled by any SWAT officer inside the residence.

Other than what we had to clear to make our way in and out of the apartment, or what we did with the gas devices, distracts, etc. all evidence was left as it was found, including the location and position of Germaine Fuller.

We then secured the scene and left the area. It should be noted that the Entry Team going through the window, Officers Hixson, Klein, McCord, Emery and Rivera and Sgt. Fletcher did a weapons count down for Homicide detectives at the Command Post area.

No other information is available to myself, Ofc. Hixson, at the time of this dictation.

DH:hc

cc: Det. Tremel - Homicide

DISTR DI  
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STATS

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**OFFICER'S REPORT**

EVENT #: 020812-2985

ATT. MURDER OF A POLICE OFFICER (2 CTS)  
HOME INVASION  
1<sup>ST</sup> DEGREE KIDNAP WDW  
SUICIDE

SUBJECT

DIVISION REPORTING:

I.S.D.

DIVISION OF OCCURRENCE:

P.D.

DATE AND TIME OCCURRED:

8-12-02  
APPROXIMATELY 2300  
HOURS

LOCATION OF OCCURRENCE:

5090 MARYLAND PARKWAY  
&  
5020 MARYLAND PARKWAY  
APT.#2  
LAS VEGAS, NV 89119

REPORTING OFFICER:

DETECTIVE D. TREMEL, P#2038  
LVMPD HOMICIDE

VICTIMS:

OFFICER BRIAN BRIGGS, P#6201  
PATROL DIVISION, S.E.A.C., SWING SHIFT  
(VICTIM OF ATT. MURDER WDW)

OFFICER GARTH BAKER, P#6061  
PATROL DIVISION, S.E.A.C., SWING SHIFT  
(VICTIM OF ATT. MURDER WDW)

RODRIGUEZ, JUAN CARLOS  
HMA, DOB: PII 81  
ADDRESS: 5020 MARYLAND PKWY., #2  
LAS VEGAS, NEVADA 89119  
PHONE: 798-7807  
(VICTIM OF KIDNAP & HOME INVASION)

SUSPECT:

FULLER, GERMAINE E. (DECEASED)  
BMA, DOB: PII 72  
SS# PII  
6', 175 LBS.  
BLACK HAIR/BROWN EYES  
LKA: 5550 MARYLAND PKWY, #146  
LAS VEGAS, NEVADA 89119

Date and Time of Report:

8-19-02 2330 HOURS

Officer:

DET. D. TREMEL

P#: 2038

Approved: Sgt. [Signature]

Officer:

P#: 2038

SIGNATURE: [Signature] 2038

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## WEAPONS USED:

SMITH & WESSON .38 CALIBER REVOLVER,  
SERIAL #3K316INTRATEC MODEL AB-10, 9MM SEMI-  
AUTOMATIC HANDGUN, SERIAL #A002997I. SYNOPSIS:

On 8-12-02 at approximately 2300 hours, Officer Brian Briggs, P#6201, responded on a call of a man shooting a gun near the intersection of Reno and Escondido. Other LVMPD officers responded as well to ATL for the suspect. The description provided to officers was a BMA, wearing dark glasses, dark clothing, and shooting his gun into the air. Arriving officers were unable to locate the suspect, but remained in the area.

At approximately 2317 hours, Unit 3H3, Officer Briggs, went out on a possible suspect at the bus stop in front of the Athletic Club on Maryland Parkway. As he attempted to interview the individual, a struggle ensued between Officer Briggs and the suspect. The suspect pulled out a 38 caliber revolver from his pocket and both men struggled over the possession of the weapon. The suspect was able to fire at least 3 shots during his struggle with Officer Briggs, striking him once in the chest and once in the head. Briggs eventually broke his hold on the suspect and ran for cover.

Arriving back-up Officer Garth Baker, P#6061, saw the struggle between Officer Briggs and the BMA suspect and drove his patrol vehicle southbound in the northbound lanes of Maryland Parkway and pulled in front of the bus stop. As he did this, the suspect pointed his weapon at Officer Baker and fired one shot at him. The bullet struck the top portion of Officer Bakers left shoulder, grazing his uniform shirt and slicing through his portable radio cord that was attached to his shirt. The bullet then went through the passenger side rear window of Officer Bakers patrol vehicle, shattering the glass. Officer Baker then accelerated away from the shooting scene towards the rear of the Las Vegas Athletic Club where the suspect was seen running.

The suspect was lost in the area of the Camelot Apartments. As investigators were on the scene of the shooting, the suspect was located at 5020 Maryland Parkway, apt. #2, where he had forcibly entered the apartment of Juan Carlos Rodriguez and held him hostage in an attempt to escape the police. Rodriguez eventually got out of the apartment and ran to officers that were on Maryland Parkway and notified them that an armed BMA suspect was in his apartment.

Officers surrounded the apartment and awaited the arrival of SWAT officers to take control of the scene. The suspect barricaded himself in the apartment where he

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was eventually contacted by hostage negotiators. After several hours inside the apartment, SWAT officers discharged tear gas into the apartment and eventually entered the apartment, finding the suspect deceased in the back bathroom. He died from an apparent self inflicted gunshot wound to the head.

**II     PERSONS AT THE SCENE:****A.     PATROL DIVISION PERSONNEL**

1.     LT. J. GEMMA, P#2026
2.     LT. B. ZIMMERMAN, P#3966
3.     SGT. MC GRATH, P#4349
4.     SGT. D. SOUTHWELL, P#3398
5.     SGT. FLETCHER, P#4511
6.     SGT. JONES, P#4531
7.     SGT. M. REDDON, P#4884
8.     SGT. NAEGELE, P#4105
9.     SGT. B. EMPEY, P#4402
10.    SGT. JENKINS, P#4760
11.    SGT. BROWN, P#4433
12.    OFFICER FREEMAN, P#7329
13.    OFFICER CIRKOSZ, P#6270
14.    OFFICER THESING, P#6808
15.    OFFICER FINK, P#4780
16.    OFFICER HENRICKSON, P#5001
17.    OFFICER WILSON, P#5424
18.    OFFICER A. PACKE, P#7417
19.    OFFICER CORD, P#5584
20.    OFFICER JOHNSTON, P#6640
21.    OFFICER BREWER, P#7426
22.    OFFICER KERNS, P#4331
23.    OFFICER SEEBOCK, P#4555
24.    OFFICER PEARSON, P#7538
25.    OFFICER LEBARIO, P#5849
26.    OFFICER BUNTING, P#6484
27.    OFFICER MUNSON, P#5847
28.    OFFICER BOSS, P#6241
29.    OFFICER CARR, P#7504
30.    OFFICER SERRANO, P#5317
31.    OFFICER BOURQUE, P#7045
32.    OFFICER SOLARIO, P#5979
33.    OFFICER BRETH, P#6539
34.    OFFICER BOEHMER, P#6617
35.    OFFICER HOFFMAN, P#7536

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36. OFFICER DUNCAN, P#7157
37. OFFICER BORDEN, P#7519
38. OFFICER PETTIT, P#7310
39. OFFICER ALLEN, P#4632
40. OFFICER MILLER, P#6627
41. OFFICER GAGLIARDI, P#6609
42. OFFICER SCHUMMER, P#7457
43. OFFICER HEMMINGWAY, P#7535
44. OFFICER WOJCICK, P#7162
45. OFFICER UMANA, P#7441
46. OFFICER JENKINS, P#4456
47. OFFICER BASSLER, P#6171
48. OFFICER CASHTON, P#4758
49. OFFICER KYRAU, P#7047
50. OFFICER KRYSTEIL, P#7043
51. OFFICER MALOOF, P#6170
52. OFFICER GODFREY, P#6714
53. OFFICER LAVIN, P#7049
54. OFFICER HEWES, P#6797
55. OFFICER GRIMES, P#6729
56. OFFICER ROSE, P#7319
57. OFFICER THEIL, P#6097
58. OFFICER GIBBLIN, P#6408
59. OFFICER MAJEWSKI, P#6346
60. OFFICER SOBRIO, P#7299
61. OFFICER TITUS, P#2034
62. OFFICER CUNNINGHAM, P#5466
63. OFFICER FARESE, P#7313
64. OFFICER MORRIS, P#5838
65. OFFICER RUIZ, P#6794
66. OFFICER CARROLL, P#6439
67. OFFICER SUSICH, P#7557
68. OFFICER MELVIN, P#7455
69. OFFICER FERRIN, P#6535
70. OFFICER O'NEILL, P#7311
71. OFFICER PULIDO, P#7169

## B. I.S.D. PERSONNEL GENERAL ASSIGNMENT DETAIL

1. SGT. JIM YOUNG, P#31666
2. DET. MEL JACKSON, P#1417
3. DET. JIM MITCHELL, P#1829
4. DET. JIM STELK, P#2550
5. DET. T. RIESSELMAN, P#3956



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## I.S.D. HOMICIDE DETAIL

1. LT. TOM MONAHAN, P#2936
2. SGT. ROCKY ALBY, P#1810
3. DET. DON TREMEL, P#2038
4. DET. JOHN MIKOLAINIS, P#1511
5. DET. KEN HARDY, P#3031
6. DET. ROBERT WILSON, P#3836
7. DET. GEORGE SHERWOOD, P#3676
8. DET. MARK MCNETT, P#3550
9. DET. BARRY JENSEN, P#3662

## I.S.D. COMMAND PERSONNEL

1. DEPUTY CHIEF RAY FLYNN, P#2201
2. CAPT. DENNIS COBB, P#2520

## C. CRIMINALISTICS

1. LT. RICK ALBA, P#2431
2. CSA SUPERVISOR DAVE RUFFINO, P#1502
3. CSA SUPERVISOR GARY REED, P#3731
4. CSA SUPERVISOR AL CABRALES, P#2035
5. CSA DAN FORD, P#4244
6. CSA RUSS PULLIAM, P#5412
7. CSA LOUISE RENHARD, P#5223 (RESPONDED TO UMC)
8. CSA DAVE HORN, P#1928
9. CSA MARK WASHINGTON, P#4725

## D. CLARK COUNTY CORONER

1. INV. BILL GAZZA (TIME OF DEATH 1505 HOURS)

## E. MORTUARY ATTENDANTS (BUNKER BROTHERS)

1. JIMMY RIMSEY
2. LAMAR FERDIG

## F. CLARK COUNTY FIRE DEPARTMENT ENGINE #19

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## G. AMR AMBULANCE UNIT 867

1. PARAMEDIC BYRD
2. PARAMEDIC SPURBIEK

## H. OTHER LVMPD PERSONNEL/SUPPORT UNITS

## S.W.A.T.

1. LT. L. BURNS, P#3170, S.W.A.T. COMMANDER
2. SGT. S. YADA, P#3615, COMMAND POST SUPERVISOR
3. SGT. D. MC ARTHUR, P#3615, TSD SUPERVISOR
4. SGT. T. FLETCHER, P#2942, TEAM LEADER
5. OFF. D. HIXSON, P#3185, ASST. TEAM LEADER ENTRY #1
6. OFF. K. MCCORD, P#2951, CONTAINMENT #1
7. OFF. D. REID, P#3241, CONTAINMENT
8. OFF. M. RIVERA, P#3881, ENTRY #5
9. OFF. M. FOWLER, P#3707, CONTAINMENT #1
10. OFF. G. VESP, P#4113, EXPLOSIVE BREACH
11. OFF. P. DAPRA, P#3810, EXPLOSIVE BREACH
12. OFF. J. KEGLEY, P#4981, GAS PYRO
13. OFF. D. JAEGER, P#4762, CONTAINMENT #1
14. OFF. V. DUMAS, P#4069, PEACEKEEPER/EVACUATION
15. OFF. A. KLEIN, P#4982, REAR CONTAINMENT
16. OFF. J. EMERY, P#3936, REAR CONTAINMENT
17. OFF. A. WILLIAMS, P#4083, #4 CONTAINMENT
18. OFF. T. WILSON, P#3174, SIERRA 3
19. OFF. J. SHEAHAN, P#3989, SIERRA 1 ELEVATED 45 YDS
20. OFF. J. VANEK, P#3181, SIERRA 1 ELEVATED 45 YDS.
21. OFF. B. VOYLES, P#3977, EXPLOSIVE BREACH

## CRISIS NEGOTIATING TEAM

1. LT. KATHY SUEY, P#3039, TEAM LEADER
2. SGT. TOM JENKINS, P#4456, PRIMARY
3. OFF. C. NICHOLS, P#4398, BACKUP PRIMARY
4. SGT. D. FLYNN, P#3028, SECONDARY
5. OFF. L CHAVEZ, P#3657, INTEL LIAISON
6. OFF. I. WARREN, P#4570, INTEL
7. SGT. C. DARCY, P#4225, INTEL
8. OFF. S. MERRIWETHER, P#3101, TACTICAL LIAISON
9. SGT. M. BUNKER, P#653, SCRIBE

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III WITNESSES CONTACTED/PERSONS INTERVIEWED:

1. OFFICER BRIAN BRIGGS, P#6201  
LVMPD, SOUTHEAST AREA COMMAND  
(TAPED STATEMENT OBTAINED BY DET. TREMEL)
2. OFFICER GARTH BAKER, P#6061  
LVMPD, SOUTHEAST AREA COMMAND  
(TAPED STATEMENT OBTAINED BY DET. R. WILSON)
3. OFFICER BROOKE LAVIN, P#7049  
LVMPD, SOUTHEAST AREA COMMAND  
(TAPED STATEMENT OBTAINED BY DET. G. SHERWOOD)
4. GREGORY D. CHARLES  
5050 TAMARUS, APT. #140  
LAS VEGAS, NEVADA 89119  
RESIDENCE PHONE: 740-9185  
(TAPED STATEMENT OBTAINED BY DET. B. JENSEN)
5. JUAN CARLOS RODRIGUEZ  
5020 MARYLAND PARKWAY, APT. #2  
LAS VEGAS, NEVADA 89119  
RESIDENCE PHONE: 798-7807  
(TAPED STATEMENT OBTAINED BY DET. R. WILSON)
6. RAFAEL ALEJANDRO VERA  
230 PINERY CT.  
HENDERSON, NEVADA 89074  
RESIDENCE PHONE: 435-9938  
(TAPED STATEMENT OBTAINED BY DET. J. MIKOLAINIS)
7. JOSE IRAHETA  
5247 GARDEN LANE, APT. #C  
LAS VEGAS, NEVADA 89119  
RESIDENCE PHONE: NONE  
(TAPED STATEMENT OBTAINED BY DET. K. HARDY)
8. SHEILA KAY MENDEZ  
5035 MARYLAND PARKWAY, APT. #19  
LAS VEGAS, NEVADA 89119  
RESIDENCE PHONE: NONE  
(TAPED STATEMENT OBTAINED BY DET. HARDY)

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9. TAMRA JENNINGS  
5550 S. MARYLAND PARKWAY, APT. #7-228  
LAS VEGAS, NEVADA 89119  
RESIDENCE PHONE: 891-5053  
(TAPED STATEMENT OBTAINED BY DET. R. WILSON)
10. DAVID MC FADDEN  
5550 S. MARYLAND PARKWAY, APT. #7-228  
LAS VEGAS, NEVADA 89119  
RESIDENCE PHONE: 891-5053  
(TAPED STATEMENT OBTAINED BY DET. R. WILSON)
11. OSMANY MUNOZ  
NO ADDRESS - TRANSIENT  
(TAPED STATEMENT OBTAINED BY DET. K. HARDY)
12. TANYA VAN NIEKIRK  
5247 GARDEN LANE, APT. #C  
LAS VEGAS, NEVADA 89119  
RESIDENCE PHONE: NONE  
(TAPED STATEMENT OBTAINED BY DET. K. HARDY)
13. JONA LEE HEDMAN  
NO ADDRESS - TRANSIENT  
(TAPED STATEMENT OBTAINED BY DET. J. MIKOLAINIS)
14. GRETCHEN ALLEN  
EMPLOYED AT KLAS-TV, CHANNEL 8  
RESIDENCE PHONE: 23309250  
WORK PHONE: 650-1941  
(TAPED STATEMENT OBTAINED BY DET. MC NETT)

IV. DETAILS:

On 8-12-02 at approximately 2300 hours, a call was placed to the Las Vegas Metropolitan Police Department indicating that a BMA wearing all dark clothing and sunglasses was shooting a gun into the air at Reno and Escondido. Communications personnel dispatched patrol officers to the area to check for the suspect. Officers Brian Briggs, P#6201 assigned as unit 3H3, Officer Garth Baker, P#6061, assigned as unit 3K4, and Officer Brooke Lavin, P#7049, assigned as unit 1J14, were three of the several officers assigned to the event.

Arriving officers began checking the immediate area for the suspect, but were unable to initially locate him. Officers made contact with the original PR, a Gregory

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Charles, who witnessed the suspect possibly firing the weapon. As they were getting ready to clear the scene due to being unable to locate the suspect, Officer Briggs noticed a possible suspect sitting on the bus bench in front of the Las Vegas Athletic Club at 5090 S. Maryland Parkway. Officer Briggs lit the individual up with his spotlight and drove south on Maryland Parkway towards the bus stop. At 2317 hours, Officer Briggs pulled up to the bus stop, stopped his car, and advised dispatch that he was out on a possible suspect in front of the Athletic Club.

Officer Briggs attempted to make contact with the black male suspect, and asked him to step to the front of his patrol vehicle to be interviewed. The suspect did not comply with the officers requests, as well as reaching into his pants pockets several times. Officer Briggs asked the suspect to refrain from placing his hands in his pockets and step to the front of the patrol vehicle. He refused to comply, and kept looking around causing Briggs to think he was getting ready to run. Briggs walked from the drivers door area of his car towards the suspect and was attempting to physically escort him to the front of the vehicle, when the suspect became combative and a struggle ensued. During the struggle the suspect produced a handgun from his pants pocket and held it in his right hand. Both Officer Briggs and the suspect struggled for control of the gun. During the struggle, the suspect was able to shoot 3 rounds from the gun. One of the shots apparently struck the suspect in the left bicep, the second shot apparently struck Officer Briggs in the center of the chest striking his body armor, and the third round apparently struck Officer Briggs in the top left portion of his head.

Officer Briggs felt blood rushing down his head and knew he had been shot. He relinquished his hold on the suspect and pushed away from him, and then ran for cover behind the bus stop. The first arriving officer was Officer Garth Baker, P#6061, who saw Briggs struggling with the suspect at the bus stop. Baker heard a shot go off as he was arriving, but didn't know who had fired it. Officer Baker drove his patrol vehicle southbound on Maryland Parkway in the northbound lanes and pulled it to the front of the bus stop. As he was arriving, the suspect turned towards him, pointed the gun at him and fired one round. The round struck Officer Baker in the top portion of his left shoulder, just tearing this uniform shirt and ripping through his portable radio microphone cord that was attached to his uniform. The round continued through the patrol vehicle and shattered the passenger rear window. The suspect pulled the trigger several more times but the gun was empty. Witnesses remember hearing the gun clicking as the suspect pulled the trigger.

Officer Baker saw the suspect flee eastbound behind the Athletic Club and into the Camelot Apartments. He drove his vehicle around the back of the Athletic Club but the suspect was gone. Another arriving unit, Officer Brooke Lavin, P#7049, immediately went to the aid of Officer Briggs, who was bleeding from the head. She took him to her patrol vehicle where she helped him remove his duty belt, gun, bullet

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proof vest, and his uniform shirt. Medical arrived a short time later and transported Officer Briggs to UMC Trauma.

Additional responding officers immediately began to set up a perimeter to locate the suspect. The perimeter was set up around the Camelot Apartments, which was where the suspect was last seen running. A short time later, at around 0016 hours, a Hispanic male identified as Juan Carlos Rodriguez, approached officers on the scene and advised them that a black male suspect armed with a handgun and possibly a shotgun had forcibly entered his apartment at 5020 Maryland Parkway, #2. The description of the black male subject matched the description of the suspect involved in the shooting of both officers on Maryland Parkway. Rodriguez advised that the suspect had a gunshot graze to his arm.

Rodriguez told officers the suspect had held him hostage, refusing to allow him to leave the apartment. Rodriguez escaped out the apartment window when the suspect went into another room. Officers immediately surrounded apartment #2 and began evacuating the surrounding apartments. At 0032 hours, SWAT Lt. Burns advised SWAT units would be en route. While awaiting arrival of SWAT officers, hostage negotiators made contact with the suspect inside apt. #2 at 0045 hours.

During the entire time the suspect was inside the apartment, he was heard to be moving things around inside the apartment and appeared to be stacking things up against the door to barricade himself inside. Officers observed him placing mattresses up against the door. During his conversation with negotiators, he told them his name was Germaine Ernest Fuller. Fuller also told negotiators that he may come out, however he never did. He also requested to talk to the rap star Snoop Dogg, to whom he was supposedly related to.

Fuller was shooting his weapons through the walls at SWAT officers during the time they were attempting to make entry into the apartment. None of the officers were struck by any of the gunfire. At no time did any LVMPD officers on the scene discharge their weapons. As SWAT was preparing to send in a K-9 dog into the apartment, they heard approximately 2 more shots from the back bedroom area. No more shots were heard from inside the apartment after that. Eventually, SWAT completed their entry into the apartment and the suspect was found to be deceased from an apparent self inflicted gunshot wound to the head. He was discovered in the bathroom of the only bedroom in the apartment.

Crime Scene analysts and Homicide investigators were already present on the scene where the two officers had been shot. After SWAT made entry into the apartment where the suspect was barricaded and it was determined to be safe, the scene was turned over to Homicide.

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V. CRIME SCENE INVESTIGATION:

## A. NOTIFICATION OF HOMICIDE SECTION

On 8-12-02 at approximately 2330 hours, Detective Sgt. Rocky Alby, LVMPD Homicide, contacted Detectives Tremel, Hardy, Mikolainis, Wilson, and Sherwood at their residences and requested they respond to Reno and Maryland Parkway in reference to an officer who had been shot in the head. Preliminary information given to detectives was that the officer had been transported to UMC and his condition was unknown.

Upon arrival at the scene, a Command Post was set up at the Von's at Maryland Parkway and Tropicana. Homicide detectives were instructed to meet there and get briefed by General Assignment detectives as well as patrol personnel who had already arrived. After receiving the initial information, it was determined that Detective Tremel would be responsible for documenting the shooting scene and Detectives Hardy, Mikolainis, Wilson and Sherwood would be responsible for interviewing any available civilian witnesses, as well as any LVMPD patrol witnesses who had responded to the scene.

The original shooting scene was in front of the Las Vegas Athletic Club on Maryland Parkway. The scene where the suspect was located was in the Camelot Apartments at 5020 Maryland Parkway, Apt. #2.

## B. DESCRIPTION OF THE SCENE

(ORIGINAL SHOOTING SCENE AT 5090 MARYLAND PARKWAY)  
FRONT OF LAS VEGAS ATHLETIC CLUB

The scene begins in front of the Las Vegas Athletic Club at 5090 S. Maryland Parkway, in the northbound lanes of the street. LVMPD patrol vehicle, #SE8704, which is a Ford Crown Victoria black and white bearing Nevada Exempt plates EX26570, is on Maryland Parkway facing north with the red lights flashing and the drivers side spot light illuminated. This vehicle was driven by Officer Brian Briggs.

Northbound from the patrol vehicle is a CAT bus stop #109. There is a "Classic Selection" sport water bottle on the cement in front of the bench. North of the bottle near the north end of the bus bench is a pair of sunglasses, a handcuff key and a womans headband. There are several droplets of a red bloodlike substance on the pavement in front of the bench. The blood trail runs south on the sidewalk towards Officer Briggs' car.

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Northeast of the bench by the rear of the bus stop ad sign is another pair of sunglasses.

West of the bus stop in the street is broken glass from the window of Officer Baker's patrol vehicle. The passenger side rear window of his patrol vehicle was shot out by the suspect. Behind the bus stop to the east is a red "Motiv" brand 10 speed bicycle with a child seat attached to the rear of the bike. There is a quart of Miller Beer near the front tire of the bike, and another quart of beer in a brown paper bag near the rear tire.

Southbound from the bus stop on Maryland Parkway is LVMPD patrol vehicle #SE8607, a Ford Crown Victoria, bearing Nevada Exempt plates EX34081. This vehicle was driven by Officer Brooke Lavin P#7049. This vehicle is not running and the doors are locked. There are 4 nylon belt keepers on the hood of the car along with a plastic bag containing "Trauma Dressing" which was left by arriving medical personnel. There is a bloodlike substance on the left front quarter panel of the vehicle above the tire. Officer Briggs' body armor is on the ground under the drivers door of the vehicle. The body armor has a bullet hole in the center of the chest. A copper jacketed bullet was recovered and removed from the inside lining of the vest near the trauma plate.

A bloody t-shirt is in the street west of the vehicle. Inside of vehicle #SE8607 on the drivers seat is a roll of crime scene tape and a black nylon duty belt with the officers gun, baton, radio, magazines, and handcuffs. The gun is a Glock 45, model 21, serial number [REDACTED] LEP [REDACTED]. There is one round in the chamber and 13 in the magazine. The magazine is a 13 round capacity. Both magazines carried in the duty holster have a 13 round capacity. There is also a LVMPD short sleeve uniform shirt and a rubber shirt stay (belt type) on the seat. The uniform shirt has a bullet hole in the chest to the right of the officers left pocket. There is soot observed near the bullet hole. Blood is on the shirt near the collar. There is a possible tear in the left pocket below the badge. The back of the shirt has blood on the collar and shoulder area.

A plastic Jack in the Box bag is in the street south east and to the rear of the patrol vehicle. This bag was originally held by the suspect at the bus stop, moved by a witness who was also at the bus stop and left on the grass behind the patrol vehicle. Arriving officers moved the bag into the street when the sprinklers came on.

East of Maryland Parkway behind the Las Vegas Athletic Club, in the parking lot, is a black and white LVMPD patrol vehicle #SE8860, a Ford Crown Victoria, bearing Nevada Exempt plates EX31573. This vehicle was driven by Officer Garth Baker. The passenger side rear window of the vehicle has



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been shot out while he was on Maryland Parkway. The shot traveled through the open drivers window and then through the rear passenger window.

(SCENE AT 5020 MARYLAND PARKWAY APT. #2/CAMELOT APARTMENTS)

**SCENE OF BARRICADED SUSPECT/SWAT ENTRY**

This scene is located at the Camelot Apartments, 5020 S. Maryland Parkway, apartment #2. This is north east of the original shooting scene. The apartment is located on the first floor at the west end of the building. The entrance to the apartment is facing south. The front door is missing and the window to the right of the front door is broken. The screen is on the ground. There are numerous canisters (wood baton rounds, 40mm ferret penetrating rounds, and CS gas canisters) on the ground in the parking lot and near the front door and windows.

The rear windows and screens are broken out of apartment #2, and there are several wood baton canisters on the ground under the window. Apartment #1, to the west of the target apartment, has a broken front window and holes in the front door.

The interior of apartment #2 is totally destroyed. The only bedroom in the apartment is also destroyed. There is blood on the bedroom door. The small bathroom is where the suspect is. The suspect has taken the sink off the wall and placed it by the door to barricade himself in. The suspect is located on the floor of the bathroom totally covered by debris and CS gas residue, as well as a portion of the sink. There is blood on the side of the toilet. A blue steel revolver is seen in his right hand lying on his chest with his finger inside the trigger guard. The gun is described as a Smith & Wesson 38 caliber revolver, Model 15-3, serial #3K316. There is an Intratec model AB-10, 9mm semi-automatic handgun, serial #A002997, sitting on top of the toilet. Several expended 9mm cartridge cases, bullet fragments, expended .38 caliber cartridge cases, live .38 caliber cartridges, live 9mm cartridges, a pair of metal frame sunglasses, a shirt, and size 10 ½ shoes were recovered from the northwest bedroom and bathroom of the apartment. The handguns the suspect had in his possession were also recovered from the bathroom. (Refer to Crime Scene Investigation reports for complete location and description of all evidence recovered.)

The deceased suspect has what appears to be a contact gunshot wound to the right side of his head with no apparent exit. He also has a contact wound to the left bicep. That wound appeared to be a through and through wound.

## CONTINUATION REPORT

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## C. LOCATION AND DESCRIPTION OF THE BODY

The body of Germaine Fuller was located in the small bathroom just off the bedroom, which is the only bedroom in the apartment. The suspect is lying on his back dressed in a pair of dark pants and white socks. He has no shirt or shoes on. Both of his hands are bent at the elbow and up near his shoulders. He has a .38 caliber Smith & Wesson revolver in his right hand with his index finger still in the trigger guard. There is a contact gunshot wound to the right side of his head with no apparent exit. There is another gunshot wound to the suspects right bicep. There is considerable blood on the floor of the bathroom under the suspect. His body is covered with debris from the walls and CS gas residue. Coroner Bill Gazza arrived at the scene and after examining the body he pronounced time of death at 1505 hours. Bunker Brothers Mortuary responded and transported the body to CCCME for an autopsy.

VI. AUTOPSY:

On 8-14-02 at approximately 0900 hours, an autopsy was conducted at the Clark County Coroners Office on the body of Germaine E. Fuller where the following persons were in attendance:

## A. PERSONS IN ATTENDANCE

1. DR. REX WORRELL, MEDICAL EXAMINER
2. MARVIS WALTON, FORENSIC ASSISTANT
3. CSA SHEREE NORMAN, P#3110
4. SGT. ROCKY ALBY, P#1810, LVMPD HOMICIDE
5. DET. DON TREMEL, P#2038, LVMPD HOMICIDE

## B.

MED

## C.

MED

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
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MED

D.

MED

VII. INVESTIGATION:

It appears from the evidence at the scene and interviews of available witnesses that a 911 call was placed to the LVMPD by Charles Gregory who indicated that he had observed a black male subject shooting a gun into the air at Reno & Escondido. This black male subject was described as wearing all black clothing and wearing dark glasses. Dispatch personnel had several uniform officers respond to the area to look for the subject. As officers were in the area, Unit 3H3, Officer Brian Briggs, located a possible who matched the subjects's description sitting on the bus bench in front of the Las Vegas Athletic Club at 5090 S. Maryland Parkway. Officer Briggs initiated a Code Red and attempted to make contact with the black male on the bench. As he was trying to direct the man to the front of his patrol vehicle, the man refused to comply with the Officers instructions.

Officer Briggs walked towards the man in an effort to physically escort him to the front of the vehicle. As he approached the subject and began to talk to him, the subject produced a blue steel handgun in his right hand. As Officer Briggs saw the weapon, he struggled with the subject to gain control of the gun. Officer Briggs was behind the subject leaning over his back while grasping the gun with his right hand. The black male subject kept trying to bring the gun up towards Officer Briggs' body. As he was doing this, one shot was fired from the gun. This shot possibly struck the subject in the left forearm. A second shot was fired striking Officer Briggs in the center of the chest and embedding in the trauma plate of his body armor. Briggs was unable to get his own duty weapon out without releasing his hold on the gun and the subject. The subject was able to raise the weapon up towards Officer Briggs' head and another shot was fired, striking Briggs in the left side of his head.

Officer Briggs immediately felt the blood rushing down his head and face and knew he had been shot. He released his hold on the subject and fled for cover. Arriving Officer Garth Baker, Unit 3K4, saw the subject struggling with the officer and heard a shot as he arrived. Baker did not know who had done the shooting until he saw Officer Briggs bleeding from the head. As Officer Baker pulled to the front of the

**CONTINUATION REPORT**

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bus stop, the subject pointed the weapon at him and fired one shot. The bullet traveled through Bakers' open drivers window, striking him in the upper left shoulder and then breaking out the passenger rear window of the patrol vehicle. The subject attempted to fire several more times as witnesses heard the gun clicking, however he had run out of ammunition. The subject then fled east from Maryland Parkway towards the rear of the Athletic club and into the Camelot Apartments. Officer Baker then drove his vehicle to the rear of the Athletic Club to pursue the subject, however he had disappeared.

Officer Brooke Lavin, P#7049, arrived and immediately rendered assistance to the injured Officer Briggs. She walked him to her patrol vehicle which was parked on Maryland Parkway and helped him remove his duty belt, bloody shirt and his body armor. All were placed in the patrol vehicle or left on the street by the car. Officer Briggs was then transported to UMC Trauma by ambulance. Officer Baker was not injured in the shooting but sustained a graze to his uniform shirt, causing a tear in same and a tear in the radio cord that was attached to his shirt.

A perimeter was immediately established by patrol units around the Camelot Apartments in an effort to locate the shooting suspect. At approximately 0020 hours, almost an hour after officers began to establish the perimeter, the suspect was located inside of 5020 Maryland Parkway, apartment #2, where a Juan Carlos Rodriguez lived. Information gathered from Rodriguez determined that he was alone in his apartment when he heard a loud noise coming from his neighbors apartment. Then he heard a loud bang on his apartment door, and saw the door open and in walked a black male carrying two guns. The suspect then slammed the door shut.

Rodriguez indicated he tried to leave the apartment but could not open the door and felt the door was damaged. Rodriguez observed the suspect to have what he thought was a .357 revolver and an Uzi type gun. The suspect pointed the weapons at Rodriguez and told him to be quiet. He also observed the suspect to have an injury on his left arm and observed it to be bleeding. During the time Rodriguez was in the apartment with the suspect he tried to leave several times but could not open the door. The suspect kept control of him by grabbing him and placing him in various places in the apartment. Rodriguez escaped from the apartment by jumping out the window. He saw the suspect point a gun at him as he escaped, however he did not fire.

After escaping the apartment, Rodriguez immediately was detained by uniform officers where he explained what was going on in his apartment. Officers notified supervisors who were on the scene and immediately isolated apartment #2 as being the location of the suspect. Hostage negotiators were brought in and eventually established telephone contact with the suspect. The suspect identified himself as

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Germaine Ernest Fuller. During this time, the SWAT team was notified to respond. Once SWAT officers had arrived, they immediately took control of the scene.

Communication remained open with the suspect, however he refused to come out and surrender. SWAT officers eventually had to deploy gas into the residence, which had no immediate effect on getting the suspect to come out of the residence. Over several hours, SWAT shot several gas canisters into the residence without any results. The suspect had barricaded himself inside by placing furniture and mattresses in front of the doors. Officers on the perimeter can hear shots inside the apartment. During this time, communications with the suspect broke down. At 0443 hours, the suspect hung up the phone and communications with him terminated. SWAT officers decided to make a tactical entry by breaching the doors to the apartment.

During the tactical entry by SWAT, they were able to hear shooting from inside the apartment, specifically the rear bathroom. At 0738 hours, SWAT heard the last shots fired from in the apartment. They also notified the command center that the suspect had barricaded himself heavily in the bathroom. At 1035 hours, SWAT officers completed their entry into the residence and notified the command center that the suspect looked as if he was dead. At 1041 hours, the doctor entered the residence and pronounced Germaine Fuller dead.

After SWAT officers were finished at apartment #2, the scene was turned over to Homicide Detectives who were already present at the scene. The scene was secured by patrol officers and the focal point of the investigation turned to 5020 Maryland Parkway #2. Prior to detectives and Crime Scene Analysts entering the scene to collect evidence and remove the body of Germaine Fuller, we met SWAT officers at the command center in order to count down the weapons of the SWAT officers who entered the apartment. This was done in order to show that not a single shot was fired from any of the LVMPD officers that were on the scene and had any close contact with the suspect Germaine Fuller. (Officer Briggs and Officer Baker had their weapons and magazines counted down prior to the suspect being located in the apartment.)

Crime Scene Analysts Horn and Washington, along with Homicide Detectives Tremel, Hardy, and Wilson, and SWAT Sgt. David McArthur #3615, were present in the command center when the countdowns were done. The following SWAT officers relinquished and unloaded their weapons and magazines for the countdown to be completed:

Sgt. Tom Fletcher, P#2942  
Officer Kevin McCord, P#2951  
Officer Darrel Hixson, P#3185  
Officer Manny Rivera, P#3881

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Officer Avner Klein, P#4982  
Officer Joseph Emery, P#3936

During the countdown process, all officers unloaded their weapons and magazines. All of the weapons and magazines were photographed, ammunition counted, and serial numbers logged. The countdown showed all SWAT weapons and magazines were still loaded to capacity. (See detailed Crime Scene report for descriptions of all SWAT weapons)

After the weapon countdown was completed, detectives and crime scene analysts returned to apartment #2 to conclude their investigation, and remained at the scene until all of the evidence was collected and the body of Germaine Fuller was removed by Coroner personnel and mortuary attendants. Clark County Fire Department personnel remained at the scene also providing high powered fans to assist in removing the CS gas that had accumulated inside the apartment. Detectives and CSA's could only enter the apartment wearing gas masks and protective covering.

At 1711 hours, LVMPD secured the scene and the apartment was turned over to Lisa Keeton, manager of the Camelot Apartments, so that the residents could return to their homes.

**VIII. CONCLUSION:**

At the conclusion of this incident, investigators were able to determine that Germaine Ernest Fuller was the sole person involved in the armed altercation with Officers Briggs and Baker in front of the Las Vegas Athletic Club. He also was the lone occupant of the apartment during the standoff with SWAT officers. Nobody else had access to Fuller or the inside of the apartment during the standoff. All of the evidence inside of the apartment indicates Fuller was firing his weapon at SWAT officers during their entry, as well as firing the weapon at his own head and committing suicide as the incident came to an end. At no time during this entire incident did any LVMPD officers discharge their firearms at or in the direction of Germaine Ernest Fuller.

On 9-25-02 the Forensic examination was completed on the weapons that were in possession of Germaine Fuller. After a complete examination of both weapons and bullet removed from the decedent during autopsy, it was determined that the Hydra-Shok type bullet recovered from Fuller during autopsy was fired from the Smith & Wesson .38 caliber revolver that he was holding in his right hand.

**CONTINUATION REPORT**

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This report was sent immediately to Dr. Rexene Worrell of the Clark County Coroners Office who determined, based on this finding, that the manner of death to Germaine Fuller was Suicide.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**

Event #

020812-2985

**THIS PORTION TO BE COMPLETED BY OFFICER**

Crime	ATT MURDER ON POLICE OFFICER	Date Occurred	08-12-02	Time Occurred	2300
Location of Occurrence	5090 Maryland Pkwy Las Vegas 89119	Sector/Beat	444	<input type="checkbox"/> City	<input checked="" type="checkbox"/> County

Your Name (Last / First / Middle)		Date of Birth		Social Security #	
HEPMAN JONA LEE		PII - 52		PII	
Race	Sex	Height	Weight	Hair	Eyes
W	F	5'5"	110	BROWN	BROWN
Residence Address: (Number & Street)		Bldg./Apt.#		City	State Zip Code
HOMELESS					
Bus. (Local) Address: (Number & Street)		Bldg./Apt.#		City	State Zip Code
Best place to contact you during the day		Best time to contact you during the day		Can You Identify <input type="checkbox"/> Yes the Suspect? <input checked="" type="checkbox"/> No	

DETAILS AT APPROX 10:30, WHILE WALKING WEST ON TROP. BY SMART AND FINAL, I SAW A BLACK MALE ABOUT 5'10", BETWEEN 180 & 200 LBS, SHORT HAIR, NO BEARD OR MUSTACH, NO SHIRT, DARK PANTS, HEAVY GOLD CHAIN, RUNNING VERY FAST, EAST BOUND ON TROP.

VERY BUFF  
BU  
A

I HAVE READ THIS STATEMENT AND I AFFIRM TO THE TRUTH AND ACCURACY OF THE FACTS CONTAINED HEREIN. THIS STATEMENT WAS COMPLETED AT (LOCATION) 5090 Maryland Pkwy THE 12 DAY OF AUG AT 2355 (AM / PM) 2002.

Witness/Officer: [Signature] (SIGNATURE)  
J. STELL (PRINTED) P# 2850

[Signature]  
SIGNATURE OF PERSON GIVING STATEMENT



LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT

Event #

020812-2985

Page 1 of 1

THIS PORTION TO BE COMPLETED BY OFFICER

Specific Crime <b>ATT MURDER ON POLICE OFFICER</b>	Date Occurred <b>08112-02</b>	Time Occurred <b>2300 hrs</b>
Location of Occurrence <b>5090 S Maryland Pkwy W ~ 89119</b>	Sector/Beat <b>H4</b>	<input type="checkbox"/> City <input checked="" type="checkbox"/> County

Your Name (Last / First / Middle) <b>Van Niekirk Tanya Diedre</b>				Date of Birth <b>P11-72</b>		Social Security # <b>P11</b>	
Race <b>W</b>	Sex <b>F</b>	Height <b>56</b>	Weight <b>200</b>	Hair <b>Red</b>	Eyes <b>Brown</b>	Work Schol. (Hours) <b>N/A</b>	(Days Off)
Residence Address: (Number & Street) <b>5247 Garden Ln #C</b>				City <b>Las Vegas</b>		State Zip Code <b>NV 89119</b>	
Bus. (local) Address: (Number & Street) <b>N/A</b>				City		State Zip Code	
Best place to contact you during the day <b>5047 Garden Ln #C</b>				Best time to contact you during the day <b>anytime</b>		Can You Identify the Suspect? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

**DETAILS** Your fellow officer pulled up and asked the suspect to put his hands on the hood. They went into a struggle the suspect pulled out a gun and shot the officer twice then fired at another police car and ran off the behind Las Athletic Club. He was a Black male between 25-40, very lery when the officer pulled up. He is between 5-6 and 5-9. Dark <sup>Black</sup> pants, Dark (black) shirt, Baseball cap and sunglasses.

I HAVE READ THIS STATEMENT AND I AFFIRM TO THE TRUTH AND ACCURACY OF THE FACTS CONTAINED HEREIN. THIS STATEMENT WAS COMPLETED AT (LOCATION) **5090 Maryland Pkwy** ON THE **12** DAY OF **Aug** AT **2345** (AM / RM), 2002.

Witness/Officer: **J. Stelk** (SIGNATURE) P# **2550**

Witness/Officer: **J. Stelk** (PRINTED) P# **2550**

Signature of Person Giving Statement: **Tanya D Van Niekirk**

LVMPD 85 (REV. 5-00)

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT**

Event #

620812-2985

**THIS PORTION TO BE COMPLETED BY OFFICER**

Specific Crime <b>ATT MURDER ON POLICE OFFICER</b>	Date Occurred <b>08.12.02</b>	Time Occurred <b>2300</b>
Location of Occurrence <b>5090 Maryland Ave, Lm 89119</b>	Sector/Beat <b>H2</b>	<input type="checkbox"/> City <input checked="" type="checkbox"/> County

Your Name (Last / First / Middle) <b>IRANOTA JOSCO LUIS</b>				Date of Birth <b>PII 66</b>		Social Security # <b>PII</b>	
Race <b>SPANISH</b>	Sex <b>M</b>	Height <b>5'4"</b>	Weight <b>170</b>	Hair <b>BLK</b>	Eyes <b>BLU</b>	Work Schdl. (Hours) <b>+</b>	(Days Off) <b>-</b>
Residence Address: (Number & Street) <b>5247 GARDEN LN, C LAS VEGAS</b>				State Zip Code <b>NV 89119</b>		Business / School <b>2000 Hughes</b>	
Bus. (Local) Address: (Number & Street) <b>-</b>				State Zip Code <b>-</b>		Res. Phone: <b>NO 26</b> Bus. Phone: <b>-</b>	
Best place to contact you during the day <b>-</b>				Best time to contact you during the day <b>-</b>		Occupation <b>WASH MAINT</b>	
						Depart Date (if visitor) <b>-</b>	
						Can You Identify the Suspect? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

**DETAILS** SITTING BUS STOP THE GUY STOP  
he said he was waiting for the bus  
then police stop at the bus stop  
TALK TO him and then ALL OFFICER  
TOLD him TO put his hands behind  
and then ALL I heard was shots  
then I thought I got shot BUT  
OFFICER WAS SHOT ON his head  
THAT'S IT GUY RUN BLACK GUY  
CURLY hair, I WAS SITTING AT the  
BUS STOP he wore BLACK clothes  
SUSPECT DROP TWO BURGER I TOUCH THE  
BAG BUT they were NOT mine SO  
my FINGER prints ARE there BUT he  
got his FINGER prints ON the BAG OR  
HAMBURGER

I HAVE READ THIS STATEMENT AND I AFFIRM TO THE TRUTH AND ACCURACY OF THE FACTS CONTAINED HEREIN. THIS STATEMENT WAS  
 COMPLETED AT (LOCATION) 5090 Maryland Ave  
 ON THE 12 DAY OF AUG AT 2350 (AM / PM), 2002.

Witness/Officer: [Signature] <sup>2550</sup>  
 (SIGNATURE)  
 Witness/Officer: J. STELL P# 2550  
 (PRINTED)

[Signature]  
 SIGNATURE OF PERSON GIVING STATEMENT

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT

Event #

020812-2985

## THIS PORTION TO BE COMPLETED BY OFFICER

Specific Crime <u>ATT MURDER on Police Officer</u>	Date Occurred <u>08/12/02</u>	Time Occurred <u>2300</u>
Location of Occurrence <u>5090 Maryland Pkwy L-2 89119</u>	Sector/Beat <u>H2</u>	<input type="checkbox"/> City <input checked="" type="checkbox"/> County

Your Name (Last / First / Middle) <u>NERA / RAFAEL / ALEJANDRO</u>		Date of Birth <u>PII</u>		Social Security # <u>PII</u>	
Race <u>HISP</u>	Sex <u>M</u>	Height <u>5'09"</u>	Weight <u>160</u>	Hair <u>BLACK</u>	Eyes <u>BROWN</u>
Work Sched. (Hours) <u>T/W/TH</u>		(Days Off) <u>M/F/S/SY</u>		Business / School <u>GREEN VALLEY SECURITY</u>	
Residence Address: (Number & Street) <u>230 PINERY CT</u>		Bldg./Apt.# <u></u>	City <u>HENDERSON</u>	State <u>NV</u>	Zip Code <u>89074</u>
Bus. (Local) Address: (Number & Street) <u>PINERY</u>		Bldg./Apt.# <u></u>	City <u></u>	State <u></u>	Zip Code <u></u>
Best place to contact you during the day <u></u>		Best time to contact you during the day <u></u>		Can You Identify <input type="checkbox"/> Yes the Suspect? <input type="checkbox"/> No	

**DETAILS** AT 10:45 I WAS TALKING TO A GROUP OF PEOPLE SITTING IN FRONT OF BLDG 5083 (5083 MARYLAND) THEY WERE DRINKING BEER. I TOLD THEM THE MANAGER TOLD ME TO CALL METRO IF I SEE THEM THERE. I WAS BACK 5 MINUTES LATER WHEN THEY WERE GONE. THEY WERE AT THE BUS STOP FEW SITTING AT THE BUS STOP AND FEW LYING ON THE GRASS BEHIND THE BUS STOP. LATER, LIKE 20 MIN. LATER. I NOTICED PATROLS WERE ALL OVER THE NEIGHBORHOOD. FEW MINUTES LATER A PATROL STOPPED LIKE 25 FEET FROM THE BUS STOP AND THE OFFICER WENT TO THOSE GUYS AND AFTER A VERY SHORT ARGUMENT THE OFFICER PROCEEDED TO HANDCUFF THE INDIVIDUAL, THE GUY RESISTED ARREST AND WAS PUSHING AND STRUGGLING THE COP, AND I SAW THE GUY SHOOTING AT THE OFFICER WHEN HE WAS STRUGGLING TO HANDCUFF THE SUSPECT. I HEARD SEVERAL SHOTS PROBABLY 6, THE WHOLE STRUGGLE LOOKED CONFUSING. I DIDN'T SEE THE GUN, BUT I ASSUME THE OFFICER WAS LOSING THE FIGHT AND LOOKED HELPLESS, AND THE SUSPECT RAN AND THE OFFICER WAS WOUNDED.

I HAVE READ THIS STATEMENT AND I AFFIRM TO THE TRUTH AND ACCURACY OF THE FACTS CONTAINED HEREIN. THIS STATEMENT WAS COMPLETED AT (LOCATION) 5090 Maryland Pkwy

THE 12 TH DAY OF AUGUST AT 11:50 (AM / PM) PM.

Witness/Officer:

J. STELL (SIGNATURE)  
# 2550

Witness/Officer:  
LVMPD# (REV. 5-00)

(PRINTED)

SIGNATURE OF PERSON GIVING STATEMENT

AUG 14 2002

## EVIDENCE IMPOUND REPORT

EVIDENCE	<input checked="" type="checkbox"/>	FOUND PROPERTY	<input type="checkbox"/>	SAFEKEEPING	<input type="checkbox"/>	EVENT #:	020812-2985
INCIDENT:	OIS					DATE:	08/13/2002
LOCATION:	5090 S. MARYLAND PARKWAY						

Victim #1: MULTIPLE	Victim #2:
---------------------	------------

EVIDENCE	LOCATION RECOVERED
----------	--------------------

**PACKAGE #5412-1**

ITEM #1: One LVMPD uniform shirt with bullet hole in left shoulder.

From Officer Baker, PN6061

**PACKAGE #55412-2**

ITEM #2: One Motorola microphone with damaged cable

From Officer Baker's (PN6061) uniform shirt

**PACKAGE # 5412-3**

ITEM #3: One LVMPD uniform shirt with bullet hole in the front, left of the button holes, with blood

From the driver's seat of LVMPD vehicle #SE8607

ITEM #4: White t-shirt, cut, with blood

**PACKAGE #5412-4**

ITEM #5: One "Extreme Armor" protective vest by American Armor, bullet hole in the center of front panel.

**PACKAGE #5412-5**

ITEM #6: One jacketed bullet with blue fiber attached.



CONTINUED...

APPROVED:	P#:	CRIME SCENE ANALYST:	P#:
		Francis R. Pulliam Jr.	5412

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**EVIDENCE IMPOUND CONTINUATION**  
PAGE 2

EVENT#: 020812-2985

EVIDENCE

LOCATION RECOVERED

**PACKAGE #5412-6**

ITEM #7. Nylon duty belt containing two handcuff cases, one Streamlight flashlight, one "Monadnock" extendable baton, pepper spray, Glock holster, one handcuff key, glove pouch, double magazine pouch.

*RETURNED TO  
DET HAROY  
420 DETAIL*

ITEM #7a. Four "belt keepers"

**PACKAGE #5412-7**

ITEM #8. Glock 21, .45 Auto semi-auto pistol, SN: LEP with blood on grip *my note*

*RETURNED TO DET HAROY  
420 DETAIL*

ITEM# 8a. One "Speer 45 Auto" cartridge

ITEM # 8b. One Glock magazine containing (13) thirteen "Speer 45 Auto" cartridges

ITEM #9. Two (2) Glock .45 cal. magazines, each with thirteen (13) "Speer 45 Auto" cartridges.

**PACKAGE #5412-8**

ITEM #10. Motorola HT1000 radio with remote microphone, LVMPD Property Tag #34760, blood on the microphone.

*RETURNED TO DET HAROY  
420 DETAIL*

**PACKAGE #5412-9**

ITEM #11. One black handcuff key with pocket clip

*RETURNED TO DET HAROY  
420 DETAIL*

**PACKAGE #5412-10**

ITEM #12. Plastic 7-11 bag

APPROVED:	P#:	CRIME SCENE ANALYST:	P#:
		Francis R. Pulliam Jr.	5412

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**EVIDENCE IMPOUND CONTINUATION**  
PAGE 3

EVENT#: 020812-2985

EVIDENCE	LOCATION RECOVERED
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ITEM #13. "Jack In The Box" burger wrapper

ITEM #13a. "Jack In The Box" burger wrapper

ITEM #14. Brown paper bag

**PACKAGE #5412-11**

ITEM #15. 32oz Miller High Life beer bottle, partly full, no cap. (Emptied for booking)

ITEM #16. 32oz Miller High Life beer bottle, partly full, capped. (Emptied for booking)

ITEM #17. 700ml "Classic Selection" spring water bottle, capped, nearly full.

**PACKAGE #5412-12**

ITEM #18. No brand sunglasses with white stones in a heart shape in the lower left edge of the left lens.

**PACKAGE #5412-13**

ITEM #19. Blood sample

ITEM #20. Blood sample

ITEM #21. Blood sample

ITEM #22. Blood sample

APPROVED:	P#:	CRIME SCENE ANALYST:	P#:
		Francis R. Pulliam Jr.	<b>5412</b>

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**EVIDENCE IMPOUND CONTINUATION**  
PAGE 4

EVENT#: 020812-2985

EVIDENCE	LOCATION RECOVERED
----------	--------------------

**PACKAGE #5412-14**

ITEM #23.) Glass fragments

**PACKAGE #5412-15**

02038169

ITEM #24.) Black and red "Back Country Motiv"  
- bicycle with grey child seat,  
SN: 09002091

APPROVED:	P#:	CRIME SCENE ANALYST:	P#:
		Francis R. Pulliam Jr.	5412

# EVIDENCE IMPOUND REPORT

EVIDENCE ☒

FOUND PROPERTY ☐

SAFEKEEPING ☐

EVENT #: 020812-2985

INCIDENT: ATTEMPT HOMICIDE ON A POLICE OFFICER

DATE: 08/13/2002

LOCATION: 5090 S. MARYLAND PARKWAY

Victim #1: MULTIPLE

Victim #2:

EVIDENCE

LOCATION RECOVERED

## PACKAGE #5412-1

ITEM #1. One LVMPD uniform shirt with bullet hole in left shoulder.

From Officer Baker, PN6061

## PACKAGE #55412-2

ITEM #2. One Motorola microphone with damaged cable

From Officer Baker's (PN6061) uniform shirt

## PACKAGE # 5412-3

ITEM #3. One LVMPD uniform shirt with bullet hole in the front, left of the button holes, with blood

From the driver's seat of LVMPD vehicle #SE8607

ITEM #4. White t-shirt, cut, with blood

From the pavement near the left rear of LVMPD vehicle # SE8607, 84'3" north of the north curb of E. Reno Ave. and 16'2" west of the east curb of Maryland Parkway.

## PACKAGE #5412-4

ITEM #5. One "Extreme Armor" protective vest by American Armor, bullet hole in the center of front panel.

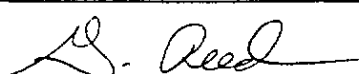

From the pavement below the driver's door of LVMPD vehicle # SE8607, 88'2" north of the north curb of E. Reno Ave. and 8'5" west of the east curb of Maryland Parkway.

## PACKAGE #5412-5

ITEM #6. One jacketed bullet with blue fiber attached.

From behind the front exterior fabric of Item #5.

CONTINUED...

APPROVED: 	P#: 3731	CRIME SCENE ANALYST: 	P#: 5412
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## EVIDENCE IMPOUND CONTINUATION

PAGE 2

EVENT#:

020812-2985

EVIDENCE

LOCATION RECOVERED

## PACKAGE #5412-6

ITEM #7. Nylon duty belt containing two handcuff cases, one Streamlight flashlight, one "Monadnock" extendable baton, pepper spray, Glock holster, one handcuff key, glove pouch, double magazine pouch.

From the driver's seat of LVMPD vehicle #SE8607.

ITEM #7a. Four "belt keepers"

From the driver's seat of LVMPD vehicle #SE8607.

## PACKAGE #5412-7

ITEM #8. Glock 21, .45 Auto semi-auto pistol, SN: **P11** with blood on grip

From Item #7.

ITEM# 8a. One "Speer 45 Auto" cartridge

From the chamber of Item #8.

ITEM # 8b. One Glock magazine containing (13) thirteen "Speer 45 Auto" cartridges

From Item #8.

ITEM #9. Two (2) Glock .45 cal. magazines, each with thirteen (13) "Speer 45 Auto" cartridges.

From Item #7.

## PACKAGE #5412-8

ITEM #10. Motorola HT1000 radio with remote microphone, LVMPD Property Tag #34760, blood on the microphone.

From Item #7.

## PACKAGE #5412-9

ITEM #11. One black handcuff key with pocket clip

From the sidewalk in the bus stop, 7'5" north of the south end of the bus stop and 7'5" east of the east curb of Maryland Parkway.

CONTINUED....

APPROVED:

P#:

CRIME SCENE ANALYST:

P#:

3731

Francis R. Pulliam Jr.

5412

## EVIDENCE IMPOUND CONTINUATION

PAGE 3

EVENT#:

020812-2985

EVIDENCE

LOCATION RECOVERED

## PACKAGE #5412-10

ITEM #12. Plastic 7-11 bag

From the curb area along the east side of Maryland Parkway, 73'1" north of E. Reno Ave. and 1'3" west of the east curb.

ITEM #13. "Jack In The Box" burger wrapper

From inside Item #12

ITEM #13a. "Jack In The Box" burger wrapper

From inside Item #12

ITEM #14. Brown paper bag

## PACKAGE #5412-11

ITEM #15. 32oz Miller High Life beer bottle, partly full, no cap. (Emptied for booking)

From inside item #14

ITEM #16. 32oz Miller High Life beer bottle, partly full, capped. (Emptied for booking)

From the ground behind the bus stop, 7'1" east of the east curb and 6'6" north of the south end of the bus stop.

ITEM #17. 700ml "Classic Selection" spring water bottle, capped, nearly full.

From the sidewalk in front of the bus stop, 2'10" east of the east curb and 3'4" north of the south end of the bus stop.

## PACKAGE #5412-12

ITEM #18. No brand sunglasses with white stones in a heart shape in the lower left edge of the left lens.

From the sidewalk in the bus stop, 6'0" east of the east curb and 9'7" north of the south end of the bus stop.

## PACKAGE #5412-13

ITEM #19. Blood sample

From the sidewalk between the bus stop bench and advertizing panel at the north end of the bus stop.

ITEM #20. Blood sample

From the sidewalk in front of the bus stop bench.


APPROVED:



P#:

3731

CRIME SCENE ANALYST



P#:

5412

## EVIDENCE IMPOUND CONTINUATION

PAGE 4

EVENT#: 020812-2985

EVIDENCE

LOCATION/RECOVERED

ITEM #21. Blood sample

From the northwest facing side of the trash receptacle.

ITEM #22. Blood sample

From the sidewalk south of the trash receptacle.

## PACKAGE #5412-14

ITEM #23. Glass fragments

From the pavement of S. Maryland Parkway, approximately 15' north of the south end of the bus stop and 10' west of the east curb.

## PACKAGE #5412-15

ITEM #24. Black and red "Back Country Motiv"  
bicycle with grey child seat,  
SN: 09002091

From behind the bus stop.

Items # 15, 16, 17, 18, and 24 were latent print processed. Latent prints were recovered from #15, 16, and several locations on #24.

Items # 12, 13, 13a, and 14 were chemically processed for latent prints. Latent prints were developed on Items # 13 and 13a. These prints were photographed with Polaroid and sheet film.

Packages # 5412-6, 5412-7, 5412-8, and 5412-9 (Items #7 through #11) were released to the owner(s) from the CSI Section temporary evidence vault by Detective K. Hardy, PN3031.

APPROVED:

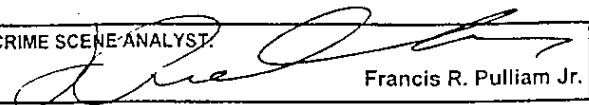
P#:

CRIME SCENE ANALYST:

P#:



3731

  
Francis R. Pulliam Jr.

5412

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
EVIDENCE IMPOUND REPORT**

<b>EVIDENCE</b>	<b>#</b>	<b>FOUND PROPERTY</b>	<b>SAFE KEEPING</b>	<b>EVENT</b>	020812-2985
<b>INCIDENT:</b> Attempted Homicide on a P. O. \ Suicide				<b>DATE:</b>	8/13/02
<b>LOCATION:</b> 5020 South Maryland Prky Apt. #2					
<b>VICTIM # 1:</b> Fuller, Germaine (PII 72)		<b>VICTIM #2:</b>			
<b>Veh. Info.</b> 2000 Ford Crown Victoria, NV. EX31573, VIN. #2FAPP71W7YX172448 (SW 8860)					

Aug 23  
2:23 PM '02

EVIDENCE	LOCATION RECOVERED
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Package #4725-1

Item #1: One bullet fragment.

On the floor in the northwest bedroom of the above apartment approximately 6" north and 4' 2" west of the interior southeast corner.

Item #2: One expended cartridge case headstamped "Speer 9mm Luger."

On the floor in the northwest bedroom of the above apartment approximately 8" north and 5' 7" west of the interior southeast corner.

Item #3: One expended cartridge case headstamped "WIN 9mm Luger."

On the floor in the northwest bedroom of the above apartment approximately 1' 5" north and 1' 3" west of the interior southeast corner.

Item #4: One expended cartridge case headstamped "WIN 9mm Luger."

On the floor in the northwest bedroom of the above apartment approximately 5" north and 3" west of the interior southeast corner.

Item #5: One bullet fragment.

On the floor in the northwest bedroom of the above apartment approximately 4' north and 1' 9" west of the interior southeast corner.

Item #6: One bullet fragment.


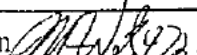
On the floor in the northwest bedroom of the above apartment approximately 4' 9" north and 1' 2" west of the interior southeast corner.

Item #7: One bullet fragment.

On the floor in the northwest bedroom of the above apartment approximately 8' 7" north and 4" east of the interior southeast corner.

Item #8: One expended cartridge case headstamped "Federal 38 SPL +P".

On the floor in the northwest bedroom of the above apartment approximately 6' 2" north and 2' 8"

Crime Scene Analyst Supervisor		P #	2045	Senior Crime Scene Analyst	M. Washington		P #	4725
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Package #4725-2

Item #9: One expended cartridge case headstamped "Federal 38 SPL +P".

Item #10: One expended cartridge case headstamped "Federal 38 SPL +P".

Item #11: One expended cartridge case headstamped "Federal 38 SPL +P".

Item #12: One expended cartridge case headstamped "Federal 38 SPL +P".

Item #13: One expended cartridge case headstamped "Federal 38 SPL +P".

Item #14: One live cartridge headstamped "Federal 38 SPL +P".

Item #15: One live cartridge headstamped "Federal 38 SPL +P".

Item #16: Five live cartridges H&S "Federal 38 SPL +P".

Package #4725-3

Item #17: Thirty six (36) live cartridges headstamped "Speer 9mm Luger" and seventeen (17) live cartridges headstamped "WIN 9mm Luger."

Item #18: One (1) bullet fragment.

west of the interior southeast corner.

On the floor in the northwest bedroom of the above apartment approximately 6' 11" north and 2' west of the interior southeast corner.

On the floor in the northwest bedroom of the above apartment approximately 8' 8" north and 4' 10" west of the interior southeast corner.

On the floor in the northwest bedroom of the above apartment approximately 8' 11" north and 5' 6" west of the interior southeast corner.

On the floor in the northwest bedroom of the above apartment approximately 8' 9" north and 5' 8" west of the interior southeast corner.

On the floor in the northwest bedroom of the above apartment approximately 6' 9" north and 5' 7" west of the interior southeast corner.

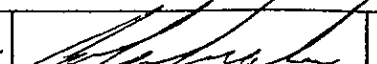

On the floor in the northwest bedroom of the above apartment approximately 9' north and 5' west of the interior southeast corner.

On the floor in the northwest bedroom of the above apartment approximately 10' 2" north and 6' 4" west of the interior southeast corner.

On the floor in the northwest bedroom of the above apartment approximately 10' 9" north and 7' west of the interior southeast corner (center mass).

On the floor in the northwest bedroom of the above apartment approximately 9' 6" north and 5' 10" west of the interior southeast corner (center mass).

On the floor in the northwest bedroom of the above apartment approximately 8" north and 11' west of the interior southeast corner.

Crime Scene Analyst Supervisor		P #	2045	Senior Crime Scene Analyst	M. Washington		P #	4725
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Item #19: One expended 9mm cartridge case headstamped "Speer 9mm Luger".

Item #20: One expended 9mm cartridge case headstamped "Speer 9mm Luger".

Item #21: One live 9mm cartridge case headstamped "Speer 9mm Luger".

Item #22: One expended 9mm cartridge case headstamped "Speer 9mm Luger".

Package #4725-4

Item #23: One ammunition magazine and contents which were five live 9mm cartridges headstamped "Speer 9mm Luger".

Item #24: Three live 9mm cartridges headstamped "Speer 9mm Luger".

Package #4725-5

Item #25: One "Smith and Wesson" .38 caliber revolver model # 15-3, serial # 3K316 and contents which included three expended cartridge cases and three live cartridges all headstamped "Federal 38SPL + P".

Package #4725-6

Item #26: One "Intertec" 9mm semi-automatic handgun model #AB-10, serial # A002997 and contents which was one 9mm live cartridge headstamped "WIN 9mm Luger".

Package #4725-7

Item #27: One pair of brown metal frame, oval lens sunglasses.

Item #28: One gray tank top with reddish

In the sink that was on the floor in the northwest bedroom bathroom.

On the floor in the northwest bedroom bathroom approximately 2' 11" north and 2' east of the interior southwest corner.

On the floor in the northwest bedroom bathroom approximately 1' 7" north and 2' 5" east of the interior southwest corner.

On the floor in the northwest bedroom bathroom approximately 1' 5" north and 4' 8" east of the interior southwest corner.

On the chest of the above victim who was lying on the floor in the bathroom.

Same as item #23.

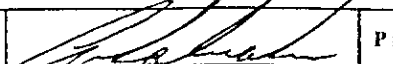

In the above victims right hand who was lying on the floor in the bathroom.

On the toilet of the northwest bedroom bathroom.

On the floor of the northwest bedroom bathroom.

Same as item #27.

Aug 23 1:28 PM '02

Crime Scene Analyst Supervisor		P #	2041	Senior Crime Scene Analyst	M. Washington		P #	4725
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brown stains believed to be blood.

Item #29: One pair of "Marcecko Footwear"  
brown quarter top boots size 10 1/2, with areas of  
apparent blood.

Same as item #27.

Package #4725-8

Item #30: One glass sample.

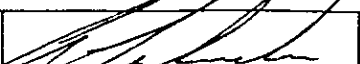

From the right rear floorboard of the above  
listed vehicle at the above address location.

Package #4725-9

Item #31: One small box labeled "Winchester  
9mm Luger" containing twenty nine (29) cartridges  
headstamped "WIN 9mm Luger".

From the hand of Det. Mikolainis at the above  
location.

AUG 23 1 28 PM '02

Crime Scene Analyst Supervisor		P #	2015	Senior Crime Scene Analyst	M. Washington		P #	4725
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**LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
IMPOUNDED FIREARM INFORMATION SHEET**

<b>Case Information</b>	
Incident <i>ATTEMPTED HOMICIDE ON P.O. / SUICIDE</i>	Date <i>8-13-02</i>
Location of Incident (Number & Street) <i>5020 S. MARYLAND PKY.</i>	Event # <i>020812-2985</i>
Bldg. # <i>—</i>	Apt. # <i>2</i>
City <i>LAS VEGAS</i>	State Zip Code <i>NV —</i>

<b>Firearm Information</b>	
Weapon Type: <input type="checkbox"/> Semi-Auto <input checked="" type="checkbox"/> Revolver <input type="checkbox"/> Other	Firearm Manufacturer <i>SMITH &amp; WESSON</i>
Model Name/Number <i>15-3</i>	Serial # <i>3K316</i>
Caliber <i>.38</i>	Barrel <i>4"</i>
Finish (frames & grips) <i>BLACK/BLACK</i>	Action System: <input type="checkbox"/> Single <input checked="" type="checkbox"/> Double
Hammer Position <input checked="" type="checkbox"/> Up <input type="checkbox"/> Down	Safety Position <input type="checkbox"/> On <input type="checkbox"/> Off <input checked="" type="checkbox"/> N/A
Fingerprints Developed? Gun <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Ammo <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

<b>Semi-Automatic Information</b>	
Magazine in Firearm? <input type="checkbox"/> Yes <input type="checkbox"/> No	Chamber Contents: <input type="checkbox"/> Empty <input type="checkbox"/> Live <input type="checkbox"/> Expended
Caliber:	Headstamp:
<b>Magazine Contents: Refer to Caliber &amp; Headstamp</b>	
1	6
2	7
3	8
4	9
5	10
	11
	12
	13
	14
	15

<b>Cylinder Information: Refer to Caliber &amp; Headstamp. Indicate Live, Expended, or Empty &amp; Rotation of Cylinder.</b>																			
<div style="display: flex;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg); font-weight: bold; padding: 5px;">CYLINDER CONTENTS</div> <table style="margin-left: 10px;"> <tr><td>1</td><td><i>FEDERAL 38 SPL+P</i></td></tr> <tr><td>2</td><td><i>FEDERAL 38 SPL+P</i></td></tr> <tr><td>3</td><td><i>FEDERAL 38 SPL+P</i></td></tr> <tr><td>4</td><td><i>FEDERAL 38 SPL+P</i></td></tr> <tr><td>5</td><td><i>FEDERAL 38 SPL+P</i></td></tr> <tr><td>6</td><td><i>FEDERAL 38 SPL+P</i></td></tr> <tr><td>7</td><td></td></tr> <tr><td>8</td><td></td></tr> <tr><td>9</td><td></td></tr> </table> </div>	1	<i>FEDERAL 38 SPL+P</i>	2	<i>FEDERAL 38 SPL+P</i>	3	<i>FEDERAL 38 SPL+P</i>	4	<i>FEDERAL 38 SPL+P</i>	5	<i>FEDERAL 38 SPL+P</i>	6	<i>FEDERAL 38 SPL+P</i>	7		8		9		<input type="checkbox"/> 5 shot revolver 
1	<i>FEDERAL 38 SPL+P</i>																		
2	<i>FEDERAL 38 SPL+P</i>																		
3	<i>FEDERAL 38 SPL+P</i>																		
4	<i>FEDERAL 38 SPL+P</i>																		
5	<i>FEDERAL 38 SPL+P</i>																		
6	<i>FEDERAL 38 SPL+P</i>																		
7																			
8																			
9																			
	<input checked="" type="checkbox"/> 6 shot revolver 																		
<input type="checkbox"/> 7 shot revolver 	<input type="checkbox"/> 8 shot revolver 																		
	<input type="checkbox"/> 9 shot revolver 																		

<b>Miscellaneous</b>
Pawn Shop Detail Check • (Include Name & P # of Clerk) <i>NO WANTS + NO REGISTRATION PER DISPATCHER</i>
<i>KIMBERLEEN PH 4253</i>
ADDITIONAL REMARKS

Supervisor's Signature *[Signature]* P# *2041*  
LVMPD TSD 7 (7-92)

I.D. Specialist's Signature *[Signature]* P# *4725*



**LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
IMPOUNDED FIREARM INFORMATION SHEET**

**Case Information**

Incident: ATTEMPT HOMICIDE ON PD / SUICIDE Date: 08.13.02 Event #: 020812.2985  
 Location of Incident (Number & Street): 2020 S. MARYLAND PKY Bldg. #: — Apt. #: 2 City: LAS VEGAS State: NV Zip Code: —

**Firearm Information**

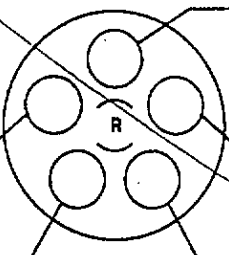
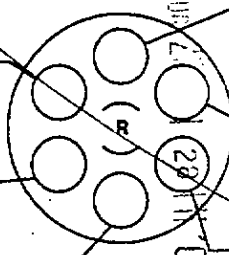
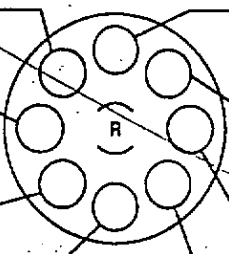
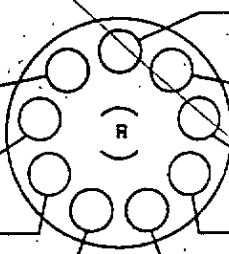
Weapon Type: ☒ Semi-Auto ☐ Revolver ☐ Other \_\_\_\_\_ Firearm Manufacturer: INTRATEC Model Name/Number: AB-10 Serial #: A002997  
 Caliber: 9mm Barrel: 2" Finish (frames & grips): BLK/BLK Action System: ☒ Single ☐ Double Hammer Position: ☒ Up ☐ Down Safety Position: ☐ On ☐ Off ☒ N/A Fingerprint Developed? ☒ Yes ☐ No Ammo ☐ Yes ☐ No

**Semi-Automatic Information: (Magazine Contents: Refer to Caliber & Headstamp)**

Magazine in Firearm? ☐ Yes ☒ No  
 Chamber Contents: ☐ Empty ☒ Live ☐ Expended  
 Caliber: 9mm  
 Headstamp: WIN 9mm LUGER

1	6	11
2	7	12
3	8	13
4	9	14
5	10	15

**Cylinder Information: Refer to Caliber & Headstamp. Indicate Live, Expended, or Empty & Rotation of Cylinder.**

<b>CYLINDER CONTENTS</b>	1	<input checked="" type="checkbox"/> 5 shot revolver		<input type="checkbox"/> 6 shot revolver	
	2				
	3				
	4				
	5				
	6				
	7				
	8				
	9				
<input type="checkbox"/> 7 shot revolver		<input type="checkbox"/> 8 shot revolver		<input type="checkbox"/> 9 shot revolver	

**Miscellaneous**

Pawn Shop Detail Check • (Include Name & P # of Clerk)  
NO WANTS & NO REGISTRATION PER DISPATCHER  
KIMBERLIN P# 4253  
 ADDITIONAL REMARKS

[Signature] 2045  
 Supervisor's Signature P#

[Signature] 9225  
 I.D. Specialist's Signature P#

## DECLARACION VOLUNTARIA

Incidente #

020812-2985

## ESTA SECCION DEBE SER LLENADA POR UN OFICIAL

Titulo	Home Invasion Kidnap w USE	Fecha de los Hechos	8/12/02	Hora de los Hechos	2330
Lugar de los Hechos	5020 S. Maryland Parkway # 2	<input type="checkbox"/> Ciudad <input checked="" type="checkbox"/> Condado			

Nombre (Apellido/Nombre/Segundo Nombre)		Fecha de Nacimiento		Número de Seguro Social	
JUAN Carlos Rodríguez		PII 81			
Raza	Sexo	Estatura	Peso	Cabello	Ojos
H	M	5'7"	170	Negro	Cafes
Dirección: (Número y Calle)		Edif/Depto. # Ciudad		Estado Código Postal	
5020 S. Maryland # 2		W.V.		89119	
Dirección (Local) Trabajo: Número y Calle		Edif/Depto. # Ciudad		Estado Código Postal	
Lugar para comunicarnos con ud. durante el día			Horario para comunicarnos con ud. durante el día		Puede identificar
CAMOLOT			798-78-07		<input type="checkbox"/> Si <input type="checkbox"/> No

**DESCRIPCION DETALLADA** Yo estaba dormido cuando intento entrar con mi vecino y luego sentí los golpes en el apartamento y entro apuntandome y yo corri para el cuarto tenía en las manos dos pistolas una de las pistolas era alto calibre y me tiro en la cama apuntandome y me abalaba algo fuerte me desconecto el telefono yo le pedi permiso de cambiarme y no queria y luego lo bombesi y me cambie y aprovecho a coger las armas para de controlarme y lo controle a el porque pense que me iba a matarme. es negro estatura mas o menos 5'0 1/2. peso 150 LBS. luego me señalo a la ropa y le di una camisa la ropa de el era camisa negra y pantalon negro anda herido de un brazo. no me deja salir por una hora la policia no sabia nada solo andaba el helicoptero y la policia a fuera con señas le prometi que no iba a ser nada yo como abrir la puerta luego le dije que eres aqua dijo si me sali del cuarto

HE LEIDO ESTA DECLARACION Y CONFIRMO LA VERACIDAD Y EXACTITUD DE LOS HECHOS ANTES MENCIONADOS. ESTA DECLARACION SE

ELIZO EN (LUGAR) JUAN CARLOS RODRIGUEZ / Maryland Parkway  
 DIA 13 DE Agosto DE 2012 A LAS 0140 (AM/PM).

Testigo/Oficial: [Firma] 4349

Testigo/Oficial: DAN McBRIDE 4349  
 (Con Letra de Molde)

[Firma del Declarante]  
 Firma del Declarante

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT CONTINUATION

Page 2 of 2

Event #: 020612-2985

● prendi mi tele la musica ya la tenia prendida antes que pasara el incidente me sente en la Sala Intente Salirme y la puerta no la pude abrir mientras el esperaba el agua me dijo Ven aca me quede callado y qatando me tiro dinero y collo en la Sala y lo ignore le lleve el agua Solo tomo y luego me pidio mas y le dijo Fugo y Intente agarrarme me le Sape me Salide y abri la Ventana Rapido y Rompi Mi eserin y me Tire y solo ahi que me grito algo

Witness: D. M. L. SGT, 4344

Witness:  
LVMPD 86 (REV. 3-91)

●  


SIGNATURE OF PERSON GIVING STATEMENT

Juan Carlos Rodriguez  
PRINT NAME OF PERSON GIVING STATEMENT

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 1

EVENT #: 020812-2985

**SPECIFIC CRIME:** ATTEMPT MURDER OF POLICE OFFICER

**DATE OCCURRED:**

**TIME OCCURRED:**

**LOCATION OF OCCURRENCE:**

CITY OF LAS VEGAS

CLARK COUNTY

**NAME OF PERSON GIVING STATEMENT:** GRETCHEN ALLEN

DOE **PII** -77

SOCIAL SECURITY #: **PII**

RACE:

SEX: Female

HEIGHT:

WEIGHT:

HAIR:

EYES:

WORK SCHEDULE:

DAYS OFF:

HOME ADDRESS:

HOME PHONE: 233-9250

WORK ADDRESS: Channel 8

WORK PHONE: 650-1941

BEST PLACE TO CONTACT:

BEST TIME TO CONTACT:

The following is the transcription of a tape-recorded interview conducted by DETECTIVE M. MCNETT, P# 3550, LVMPD HOMICIDE Detail, on AUGUST 13, 2002 at 0303 hours.

Q. This is M. McNett, 3550, getting a taped Voluntary Statement from Gretchen Allen, date of birth **PII** 77, social security number **PII** home phone number 233-9250, work phone 650-1941. Location is a conference room at the Channel 8 building. Time is 0303 hours. Date is 8...13/2002. Uh, locat-uh, present are myself and Ms. Gret, uh, Miss Allen. Gretchen, I understand you work here at Channel 8 and you were on duty tonight?

**VOLUNTARY STATEMENT**

PAGE 2

EVENT #: 020812-2985

STATEMENT OF: **GRETCHEN ALLEN**

A. Yes.

Q. And you received a phone call?

A. Correct.

Q. About what time was that phone call?

A. Probably 1, I'd say between 1 and 1:30.

Q. Okay. And was that on a normal line here at the station?

A. Yeah, it was a direct line to the assignment desk.

Q. Okay. How would somebody have gotten that—that line?

A. Um, in the phone book it's listed, our main phone number and there's a prompt at the main phone number switch board that says—if you'd like to talk to somebody in the News Room, press...

Q. Ah, okay. And when you answered the phone, what did you hear?

A. Um, gentleman on the phone started—he was heavily breathing kind of loud and screaming saying—I need your help. I need you to call somebody for me. Help me. The police have got me surrounded. I need to talk somebody before they come in and shoot me. And I asked him what his name was and he said his name was Germaine Ernest Fuller and I said—okay, uh, wha—what are you—how can I help you, and he said—I need to talk to my brother. My brother is Snoop Dog. My sister is married to him. He's the only one I wanna talk to right now. The police have got me

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 3

EVENT #: 020812-2985

STATEMENT OF: **GRETCHEN ALLEN**

surrounded. They've shot me. They shot me in the hip. I don't have a cell phone any more to call Snoop Dog. Um, and that's where his number is and I need to call him and that's the only person I wanna talk to right now before the police come in. And I said--okay, well, where are you? He said--I'm in the apartment. The police are all around here. And I said--well, where did they shoot you? What happened? And he said--down the street. Uh, I got hit. We got--I got into a fight and I--I ran up the street and now I'm in this apartment and I--I wanna talk to Snoop Dog. And I said--okay, well, I don't have the phone number to reach him (chuckled) and he said--well, it's in my cell phone. I don't have a number. I need somebody to--to contact him. I said--okay, do you want me to pass this information on to police? And he said--yeah, tell them. Tell them I--it's the only person I wanna talk to right now. And I said--okay and, uh, I saw the number in the Caller ID that our station provides on the phones and saw it was the same number I heard broadcast over the scanners and the same name I'd heard broadcast over the scanners. So after, uh, the gentleman hung up with me, I informed my crew on the scene who was next to Officer Dominguez and I spoke to him.

Q. 'Mokay. And...this Fuller guy on the phone indicated that he'd got in a fight with officers?

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**VOLUNTARY STATEMENT**  
PAGE 4

EVENT #: 020812-2985

STATEMENT OF: **GRETCHEN ALLEN**

A. He said he had gotten into, yeah, some sort of fight and he was down the street. An officer shot him, or shot at him, and they hit him in the hip somehow, his—hit his cell phone and the cell phone had fallen off.

Q. Okay. Did he indicate that he'd shot at officers, as well?

A. He didn't say anything.

Q. And did he indicate how many times he'd been shot?

A. He—he—to me, alluded that he'd just been shot the one time.

Q. Okay.

A. But he never came out and said I've only been shot once or I shot at somebody.

Q. Okay. And he didn't give you an address where the apartment was. He just...

A. He just said I'm in the apartment.

Q. Did he seem know what apartment he was in?

A. No, he—he just said I'm in, uh, he didn't—he seemed disor—I mean, he seemed confused. He—he didn't quite seem to know what was going on.

Q. Okay. Did he tell you anything else about the incident or about himself?

A. Just gave me his name, said that he was in the apartment and that police were surrounding him. And he could hear 'em outside.

Q. And did he mention if he's still armed?

A. He didn't say if he had a gun or not.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
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EVENT #: 020812-2985

STATEMENT OF: GRETCHEN ALLEN

Q. Did he mention if anyone else was in the apartment?

A. He said he was alone in the apartment.

Q. Alone? I can't think of any other questions. Uh, is there anything else you—you feel you—you need to add?

A. Nope. (giggled)

Q. Nope? Okay. That, uh, concludes the interview. The time is 0307 hours. Same date. Same persons present.

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**THIS VOLUNTARY STATEMENT WAS COMPLETED AT ON THE 13<sup>TH</sup> DAY OF  
AUGUST, 2002 AT XXXX HOURS.**

MM:llw  
02-3629



LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 1

EVENT #: 020812-2985

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SPECIFIC CRIME: ATTEMPT MURDER

DATE OCCURRED: 08/12/02

TIME OCCURRED:

LOCATION OF OCCURRENCE:

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CITY OF LAS VEGAS

CLARK COUNTY

---

NAME OF PERSON GIVING STATEMENT: JONA LEE HEDMAN

DOB: PII 52

SOCIAL SECURITY #: PII

RACE: WHITE

SEX: FEMALE

HEIGHT: 5'5"

WEIGHT: 110

HAIR: BROWN

EYES: BROWN

WORK SCHEDULE:

DAYS OFF:

HOME ADDRESS: HOMELESS

HOME PHONE:

WORK ADDRESS:

WORK PHONE:

BEST PLACE TO CONTACT:

BEST TIME TO CONTACT:

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The following is the transcription of a tape-recorded interview conducted by DETECTIVE J. MIKOLAINIS, P#1511, LVMPD Homicide Section, on 08/13/02 at 0138 hours.

This is Mikolainis continuing with a second interview. Last name Hedman, H-e-d-m-a-n; first name Jona, J-o-n-a; middle name Lee. Date of birth of PII 52. Social PII WFA, five foot five, one ten, brown and brown. Address, uh, none. She's a homeless person. And, uh, time of this interview is 0138 hours. Located in the 5000 block of South Maryland Parkway.

Q. Jona, are you aware that this interview is being tape recorded?

A. Yes, I do.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 2

EVENT #: 020812-2985

STATEMENT OF: JONA LEE HEDMAN

Q. Okay. Knowing that it's being tape recorded, uh, did you have an occasion to be in the vicinity of Tropicana and Maryland Parkway, uh, sometime Monday evening?

A. Yes, I did.

Q. Okay. While you were there, would you please tell me which direction of travel you were going and what got your attention?

A. I was traveling west on Tropicana. And I saw a black male running pretty fast, going east on Tropicana.

Q. Okay. When you saw... When you saw the black male, did you hear anything prior to this?

A. Yes, I heard gunshots.

Q. Okay, you heard gunshots. Do you have any idea which direction they were coming from?

A. Uh, up in this general area of, uh, the 5000 block of... of Maryland Parkway.

Q. Okay, so you're talking about the area of around the Athletic Club?

A. Yes.

Q. Okay. And, uh, that's approximately what, about a block away?

A. Yeah.

Q. All right. And after you heard the shots, how many shots do you think you heard?

A. Uh, approximately five, maybe six shots.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 3

EVENT #: 020812-2985

STATEMENT OF: JONA LEE HEDMAN

Q. Okay, five or six shots, and then... and after you heard the shots, just a few seconds thereafter, that's when you noticed this black man running?

A. Yes, approximately 30, 45 seconds later, I'd say.

Q. Okay. What was this black man wearing, do you... do you have any idea how old he was?

A. I'd say approximately, uh, late 20s, early 30s. Uh, dark pants. No shirt. Heavy gold chain around his neck. Short hair. Um, he was, like, buffed out, you know, like—

Q. A little on the muscular side?

A. Yeah. Very muscular.

Q. Okay. Was he real dark skinned or a medium?

A. Um... I'd say medium.

Q. Medium brown?

A. Mm-hmm (affirmative).

Q. Okay. Did you notice any weapon in his hand or in his waistband?

A. No, I didn't notice anything like that.

Q. Okay. Did you notice any facial expression from him?

A. Yeah, he... Seemed like worried. Um... Just not the normal look of somebody that's just... seemed to be out jogging or anything.

Q. Did it feel like maybe he was, like, running away from something maybe?

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 4

EVENT #: 020812-2985

STATEMENT OF: JONA LEE HEDMAN

A. Yes, he did.

Q. Okay. When you say he was running toward you or past you, uh, were you still on Tropicana?

A. Yes, I was.

Q. Okay. And you were approximately in front of what business over there?

A. Smart and Final.

Q. Smart and Final.

A. Mm-hmm (affirmative).

Q. Okay. And he came from which direction? From Smart and Final.

A. Uh, from Maryland Parkway. Heading east.

Q. Okay, so he was coming, like... was coming around the corner and then down Tropicana, is that correct?

A. I didn't notice if he came around the corner. Uh, I was getting a cigarette out of my purse at the time. So I didn't notice where he came from. I just happened to glance up and there he was, almost in front a me, running past me.

Q. Did he say anything to you?

A. No, he didn't.

Q. Okay. Now, did you have any idea what took place up here around, uh, the Las Vegas Athletic Club?

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 5

EVENT #: 020812-2985

STATEMENT OF: JONA LEE HEDMAN

A. No, I didn't.

Q. Okay. Now, is there a possibility or a chance you could identify this black male if you ever saw him again?

A. I don't believe I could, no.

Q. Okay. If we needed to get ahold of you again, what would be the best place for us to start looking for you?

A. Around Tropicana and Eastern.

Q. Tropicana and Eastern. Are you there, like, in the after... in the morning, afternoon and evening area, is that, uh, pretty much all day, or are you roaming around all day?

A. Um, pretty much roaming around, uh, between Maryland Parkway and Eastern. Uh, sometimes down around Pecos.

Q. Okay. So if we wanted to actually get ahold of you during the day, how would we do that?

A. Mmm.

Q. Is there a certain place you sit all the time and either read or enjoy the scenery or...?

A. No, I just... It's just wherever... Hmm.

Q. Wherever you go.

A. Yeah, wherever I go.

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT**  
**VOLUNTARY STATEMENT**  
PAGE 6

EVENT #: 020812-2985

STATEMENT OF: JONA LEE HEDMAN

Q. Okay. All right, Jona. Uh, is there anything else that you could add that we didn't ask that might be important?

A. Mm. Not that I can think of, no.

Q. Okay. We'll go ahead and end this interview. Time now is, uh, 1:43 a.m. Same people present.

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**THIS VOLUNTARY STATEMENT WAS COMPLETED IN THE 5000 BLOCK OF S. MARYLAND PARKWAY  
ON THE 13TH DAY OF AUGUST, 2002 AT 0143 HOURS.**

JM:alf  
02-3605

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT  
PAGE 1

EVENT: 020812-2985

SPECIFIC CRIME ATTEMPT MURDER

DATE OCCURRED

TIME OCCURRED

LOCATION OF OCCURRENCE

CITY OF LAS VEGAS

CLARK COUNTY

NAME OF PERSON GIVING STATEMENT MUNOZ, OSMANY

DOB: **PII** 60

SOCIAL SECURITY #: **PII**

RACE:

SEX: MALE

HEIGHT:

WEIGHT:

HAIR:

EYES:

WORK SCHEDULE:

DAYS OFF:

HOME ADDRESS: NONE (HOMELESS)

HOME PHONE: X

WORK ADDRESS:

WORK PHONE:

BEST PLACE TO CONTACT:

BEST TIME TO CONTACT:

The following is the transcription of a tape-recorded interview conducted by Detective K. Hardy, P# 3031, LVMPD Homicide Section, on August 13, 2002, at 0130 hours.

Q. Operator, this is Detective K. Hardy, H-A-R-D-Y, p-number 3031, taking a statement under event number 0200812-2985. Name of person giving statement will be, uh, Osmany, O-S-M-A-N-Y, last name Munoz, M-U-N-O-Z. Address will be none. Uh, date of birth will be **PII** of '60. Social, **PII** Date and time of this interview will be 8-13-02 at 0130 hours. Location of the interview will be, uh, the 5000-block of South Maryland Parkway. Persons present during this interview are

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT  
PAGE 2

EVENT: 020812-2985

STATEMENT OF: OSMANY MUNOZ

Osmany Munoz and myself, Detective Hardy. Osmany, you understand this statement is being tape-recorded?

A. Yeah.

Q. And you understand I'm gonna ask you questions in reference to a shooting that occurred here at the bus stop.

A. Yeah. There's \_\_\_\_\_ bus stop, uh, for, uh, over there, \_\_\_\_\_ from \_\_\_\_\_ over here. \_\_\_\_\_ bus stop.

Q. Yeah.

A. \_\_\_\_\_ me ticket \_\_\_\_\_ for, eh, \_\_\_\_\_.

Q. The bus?

A. For me \_\_\_\_\_ ticket \_\_\_\_\_.

Q. Yeah. You were waiting for the bus.

A. Yeah. Over there. \_\_\_\_\_ ticket.

Q. The ticket?

A. Yeah. \_\_\_\_\_ over there. He maybe my friend, maybe lady over there. \_\_\_\_\_.

Q. Now \_\_\_\_\_ your friend and your lady, your friend was, um, –

A. Lady me friend. \_\_\_\_\_.

Q. Yeah. Tanya and Joe.

A. Yeah. Joe \_\_\_\_\_ everybody –



LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
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PAGE 3

EVENT: 020812-2985

STATEMENT OF: OSMANY MUNOZ

Q. They were over there.

A. \_\_\_\_ the \_\_\_\_ over there. Me here.

Q. Uh-huh.

A. And me speaking, "Hey, bro, what's happening?" Speaking \_\_\_\_ no, no problem, man. Everybody nice. \_\_\_\_\_. \_\_\_\_\_ police come back over here \_\_\_\_\_.

Q. Uh-huh (affirmative).

A. \_\_\_\_ the police \_\_\_\_\_ no?

Q. Mm-hmm.

A. \_\_\_\_ speaking \_\_\_\_\_. \_\_\_\_\_ boom, boom, boom, boom over there. \_\_\_\_\_.

Q. So you were at the bus stop, and the police showed up?

A. Yeah. Police, eh, eh, \_\_\_\_\_. People in the, in the, in the corner, no?

Q. Yeah.

A. The police, they question.

Q. Right.

A. \_\_\_\_\_.

Q. Mm-hmm.

A. No drinking here. \_\_\_\_\_.

Q. Right. Right. You didn't know why they were coming up to you.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT  
PAGE 4

EVENT: 020812-2985

STATEMENT OF: OSMANY MUNOZ

A. \_\_\_\_\_ everybody looking \_\_\_\_\_ police \_\_\_\_\_ there for the bus.  
\_\_\_\_\_ what's happening? Boom, boom, boom, boom, boom,  
boom, boom, boom \_\_\_\_\_.

Q. \_\_\_\_\_.

A. Every \_\_\_\_ everybody \_\_ every.

Q. He shot every round, and then there was no more.

A. Yeah. No more. \_\_\_\_\_ everybody \_\_\_\_\_.

Q. Okay.

A. \_\_\_\_\_.

Q. So the policeman showed up –

A. Yeah, police –

Q. And who did the shooting?

A. No, police, no.

Q. Not police. Not the police.

A. No. No. Nothing.

Q. Who did the shooting?

A. Police over there.

Q. Right.

A. \_\_\_\_\_.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT  
PAGE 5

EVENT: 020812-2985

STATEMENT OF: OSMANY MUNOZ

Q. You said the police were grabbing the man.

A. Yeah.

Q. Okay. What, what did the man look like that did the shooting? Was he white? Was he black? Was he Hispanic?

A. The man?

Q. Yeah.

A. The man \_\_\_\_ police?

Q. Yeah.

A. \_\_\_\_ black.

Q. Black man?

A. Black, \_\_\_\_ uh, American black.

Q. Okay. If you saw him again, could you identify him?

A. Um, ...

Q. If, if he was over there, could you say, "Oh, yeah, that's him?" Or, no, you don't, you wouldn't recognize him?

A. Yes, \_\_\_\_\_.

Q. Yeah, you'd be able to identify him?

A. \_\_\_\_\_.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT  
PAGE 6

EVENT: 020812-2985

STATEMENT OF: OSMANY MUNOZ

Q. Okay. So the policemen showed up. This guy just started shooting. Boom, boom, boom.

A. No, for police.

Q. \_\_\_\_ at the police.

A. \_\_\_\_\_.

Q. All right. Man for the police.

A. \_\_\_\_\_.

Q. The police were grabbing him and trying to take him down.

A. Yeah, \_\_\_\_\_ everybody \_\_\_\_\_ police.

Q. Okay.

A. \_\_\_\_\_.

Q. Okay.

A. \_\_\_\_\_.

Q. Gotcha.

A. \_\_\_\_\_ the man go \_\_\_\_\_--

Q. And then where (both talking) \_\_\_\_\_. He ran? He ran?

A. Yeah. \_\_\_\_\_.

Q. Okay. Anything else you wanna add to your statement?

A. What?

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT  
PAGE 7

EVENT: 020812-2985  
STATEMENT OF: OSMANY MUNOZ

Q. Anything else you wanna add to your statement?

A. For me?

Q. Yeah. Any, anymore information?

A. No.

Q. Information.

A. No, no, no.

Q. No?

A. No questions. No \_\_\_\_.

Q. Okay.

A. Everybody here. \_\_\_\_\_ there.

Q. Right. What color was the gun?

A. What?

Q. Did you see the gun?

A. Pistol.

Q. Yeah. What color?

A. \_\_\_\_\_?

Q. Round?

A. Pistol.

Q. Pistol. Pistol? \_\_\_\_ gun? Uh-huh.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
VOLUNTARY STATEMENT  
PAGE 8

EVENT: 020812-2985  
STATEMENT OF: OSMANY MUNOZ

A. Yeah. \_\_\_\_\_.

Q. What color? Silver? Black?

A. Black pistol.

Q. It was a black pistol?

A. \_\_\_\_\_.

Q. Okay. All right. Which hand did he have the gun in?

A. What?

Q. Which hand did he hold the gun in? Left hand? Right hand?

A. \_\_\_\_\_.

Q. Left hand?

A. Yeah. \_\_\_\_\_.

Q. Okay. All right. All right, that'll conclude the interview. Time will be 0136 hours.

Thank you, steno.

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THIS VOLUNTARY STATEMENT WAS COMPLETED AT THE 5000-BLOCK S. MARYLAND PKWY. ON  
THE 13<sup>TH</sup> DAY OF AUGUST, 2002, AT 0136 HOURS.

KH:cml  
02-3630

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 1

EVENT #: 020812-2985

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SPECIFIC CRIME: ATTEMPT MURDER

DATE OCCURRED:

TIME OCCURRED:

LOCATION OF OCCURRENCE:

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CITY OF LAS VEGAS

CLARK COUNTY

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NAME OF PERSON GIVING STATEMENT: TANYA VAN NIEKIRK

DOB: PII -72

SOCIAL SECURITY #: PII

RACE:

SEX:

HEIGHT:

WEIGHT:

HAIR:

EYES:

WORK SCHEDULE:

DAYS OFF:

HOME ADDRESS: 5247 GARDEN LANE #C  
LAS VEGAS, NV 89119

HOME PHONE:

WORK ADDRESS:

WORK PHONE:

BEST PLACE TO CONTACT:

BEST TIME TO CONTACT:

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The following is the transcription of a tape-recorded interview conducted by DETECTIVE K. HARDY, P#3031, LVMPD Homicide Section, on 08-13-02 at 0112 hours. Persons present during interview are DETECTIVE HARDY and TANYA VAN NIEKIRK.

Operator, this is Detective K. Hardy, H-A-R-D-Y, P number 3031, taking a statement under event number 020812-2985. Name of person giving statement will be Tanya, that's T-A-N-Y-A, last name is Victor-Adam-Nora Nora-Ida-Easy-King-Ida-Robert-King. Address of 5247 Garden Lane, number C as in Charlie, Las Vegas, Nevada 89119. Date of birth PII 72, social PII. Date and time of this interview

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 2

EVENT #: 020812-2985

STATEMENT OF: TANYA VAN NIEKIRK

will be 8-13 of 02 at 0112 hours, location of interview will be the 5000 block of South Maryland Parkway. Persons present during this interview are Tanya VanNiekirk and myself, Detective Hardy.

Q. Tanya, you understand this statement's being tape recorded?

A. Yes.

Q. And you understand I'm gonna ask you questions in reference to a shooting that occurred here in front of the Las Vegas Athletic Club.

A. Yes.

Q. Uh, could you tell me uh where you were at uh earlier this evening when the shooting happened.

A. I was standing in front of the bus stop.

Q. Okay. And who were you standing at the bus stop with?

A. Um, Jose.

Q. Okay. And were there other people there besides you and Jose?

A. Uh, just the suspect.

Q. Just the suspect.

A. And there were guys behind it but I didn't pay much attention to them.

Q. Okay. Were you and Jose standing at the bus stop?

A. He was sitting and I was standing.



**VOLUNTARY STATEMENT**

PAGE 3

EVENT #: 020812-2985

STATEMENT OF: TANYA VAN NIEKIRK

Q. Okay.

A. I was sitting next to Jose and then this guy walked up and I stood up.

Q. Okay. And um okay, so the uh, the guy that - you say the suspect - describe him for me.

A. He was a black male -

Q. Uh huh.

A. - between twenty-five and forty years old.

Q. Okay.

A. About 5-6 - between 5-6 and 5-9, wearing all dark clothes, sunglasses and a ball - baseball cap.

Q. 5-6 and 5-9, glasses -

A. Sunglasses \_\_\_\_\_ dark sunglasses.

Q. What ki - do you know what kind of a baseball cap it was?

A. Uh it wa - it didn't have a logo on it.

Q. Okay. Was it light color, dark color?

A. Navy blue.

Q. Navy blue, okay. Navy blue. Would you consider him thin build, stocky build -

A. In between.

Q. Medium build.

**VOLUNTARY STATEMENT**

PAGE 4

EVENT #: 020812-2985

STATEMENT OF: **TANYA VAN NIEKIRK**

A. Yeah, medium build. \_\_\_\_\_

Q. Okay. Long hair, short hair.

A. Um I didn't pay much attention to his hair -

Q. Any -

A. 'cause he had the baseball cap on.

Q. Okay. Any facial hair?

A. Not that I noticed.

Q. Okay. Um, anything, anything else identifiable about him you know, missing teeth, gold teeth, uh -

A. We weren't even there three minutes before the cops - he wasn't even there three minutes before -

Q. Okay.

A. - the cop pulled up.

Q. How how did this guy get there to the \_\_\_\_\_

A. He walked there.

Q. He walked to the bus stop.

A. No, he was riding a ten-speed bike.

Q. Okay. Is that the bike that's -

A. Ten speed, fifteen speed, I don't know what speed it was, but

**VOLUNTARY STATEMENT**

PAGE 5

EVENT #: 020812-2985

STATEMENT OF: **TANYA VAN NIEKIRK**

(Talking over each other)

A. Yeah.

Q. Okay.

A. That's it.

Q. That's his bike.

A. Yes.

Q. Okay. And so did he engage in conversation with you, or was he just sittin' there.

A. He tried to. He told me to sit down.

Q. Uh huh.

A. Next to him, because he was nervous. I was like - I looked at him and I said no.

Q. Okay.

A. And then the cop pulled up and he \_\_\_\_\_ and that made me nervous so I started walking.

Q. Okay.

A. And then I \_\_\_\_\_

Q. Which way did you walk?

(Talking over each other)

A. Yeah.

Q. Towards the 7-Eleven.

**VOLUNTARY STATEMENT**

PAGE 6

EVENT #: 020812-2985

STATEMENT OF: **TANYA VAN NIEKIRK**

A. And I turned around and I saw him wrestling with the cop, and then I heard bap bap, and I ran behind the cop car.

Q. Behind the cop car that has the lights on.

A. Yeah.

Q. Okay. Now you said that uh -

A. He also pulled a gun on uh the other cop car that pulled up. Started shooting at it too.

Q. Okay. Now the the cop car pulled up, the -

A. He asked him to get on the hood.

Q. Okay.

A. And the guy refused.

Q. Okay.

A. And then they just started - he got really violent with the police officer, and then the next thing they were wrestling, he was trying to get, get a grip on the suspect, and then you just heard the gun go off.

Q. Okay. Now the um, did the sus - did the suspect have anything in his hands?

A. When he came up, yeah. He had his bag of uh hamburgers.

Q. Okay. And what were they in?

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 7

EVENT #: 020812-2985

STATEMENT OF: TANYA VAN NIEKIRK

A. A plastic bag.

Q. What color?

A. White.

Q. Okay. And uh how long had he been at the bus stop before the policeman showed up?

A. Not even three minutes.

Q. Okay. And uh, the officer told him to get on the hood and he wouldn't -

A. Uh uh.

Q. He wouldn't go.

A. He refused.

Q. Okay. Did you see the gun -

A. Yeah.

Q. - that the guy pulled. What color was the gun?

A. It was a black gun.

Q. Okay. Was it a handgun or like a long rifle or shotgun.

A. It had a - uh, it was like a handgun, it wasn't a rifle.

Q. Okay. And the uh -

A. The only time I saw it was when he pulled it on the other cop car.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**VOLUNTARY STATEMENT**  
PAGE 8

EVENT #: 020812-2985

STATEMENT OF: TANYA VAN NIEKIRK

Q. And could you tell which hand he was holdin' it in.

A. His right hand.

Q. His right hand. And when the officer - what did the - when he didn't comply with officer's commands, did the officer approach him? I mean, walk up to him at the, at the bus stop.

A. Yeah.

Q. Okay. And when he got to the bus stop, how far away do you think he was from the black man when the shot was fired?

A. Not even inches.

Q. Just real close - like you and me. Okay.

A. Closer than that.

Q. Closer than that.

A. He he shot him when uh he he was struggling with him.

Q. Okay. And um, then you said another police car showed up.

A. Yeah. He started pointing at the other \_\_\_\_\_ car.

Q. How many rounds did he fire at the other -

A. I would say altogether he shot, shot two shots at the first officer.

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Q. Okay.

A. And then it had to be another five or six \_\_\_\_\_ car.

Q. Okay. Now where was the other police car when the shots were fired?

A. In front of it.

Q. In front of the one -

A. Uh huh.

Q. - with the flashing lights.

A. Yeah.

Q. Okay. And uh did it seem like he intentionally aimed at that police car?

A. Yes it did.

Q. Okay.

A. He intentionally shot -

Q. Okay.

A. - at \_\_\_\_\_

Q. And then after that happened, where - what did the suspect do?

A. After the cop didn't get out of the car,

Q. Right

A. - he took off running that way.

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Q. Okay. And that -

A. Behind the Las Vegas Athletic Club.

Q. - would be east.

A. Yeah.

Q. Okay. And he'd be running between the liquor store here -

A. And the Las Vegas Athletic Club.

Q. - and the athletic club.

A. Yeah.

Q. Okay. What'd you do after that?

A. I got scared, I asked the officer if he was okay.

Q. Uh huh.

A. Then I asked my friend if he was okay, 'cause he was sitting next to him.

Q. Okay.

A. And then another cop car rolled up and I I I shouted at him, he went that way, he just shot shot a fellow officer, one of your fellow officers - he run that way.

Q. Okay.

A. And cop jumped in the car and took off after him.

Q. Okay. And um you said he had some glasses on.



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A. He had sunglasses when he was at the bus stop.

Q. Okay. Now there are two pair of sunglasses at the bus stop there. Do you, are you missing a pair.

A. I'm missing my hair, hairband and my uh, visor.

Q. Your headband and your visor. Are you missing any glasses?

A. \_\_\_\_\_ Yeah.

Q. What color are they?

A. They're brown ones.

Q. They're brown.

A. They're clear, they're - you can see through them, they're not -

Q. Are they prescription?

A. No.

Q. Okay. And they're still at the bus stop.

A. I don't know - I haven't been back there.

Q. \_\_\_\_\_ Okay. Um -

A. It's probably one of the pairs that was confiscated.

Q. Okay.

A. But they're - they have - they're brown over here -

Q. Uh huh.

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STATEMENT OF: TANYA VAN NIEKIRK

A. And you - they're not - you can see people's eyes through 'em.

Q. Okay.

A. And the suspect was wearing uh dark gangster glasses.

Q. Okay. What was the uh - did you hear any uh conversation between the suspect and the officer just before the shots were fired?

A. Uh uh.

Q. Okay. And from the time the officer approached the suspect, how long do you think it was from the time the officer got out of the police car until the first shot was fired?

A. Not even a minute.

Q. Okay. Um, anything else that you want to add to your statement that'll help us with our investigation.

A. Not that I know of.

Q. Okay. So uh

A. I just know he intentionally shot the officer.

Q. Okay. All right. Um, anything else you want to add?

A. No.

Q. All right. That'll conclude the statement. The time will be 0120 hours. Thank you, steno.

KH:bd:02-3633

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STATEMENT OF: TANYA VAN NIEKIRK

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**THIS VOLUNTARY STATEMENT WAS COMPLETED AT 500 BLOCK OF SOUTH  
MARYLAND PARKWAY ON THE 13TH DAY OF AUGUST, 2002 AT 0120 HOURS.**

# LEP

## Law Enforcement Privilege

The record(s) you seek are law enforcement records.

In *Donrey v. Bradshaw*, 106 Nev. 630, 798 P.2d 144, fn. 4 (1990), the Nevada Supreme Court referred to Exemption 7 of the federal Freedom of Information Act and recognized that law enforcement files are confidential when pertaining to a “pending or anticipated criminal proceeding,” if there are “confidential sources or investigative techniques to protect,” if there is a danger of “denying someone a fair trial,” or if there is “potential jeopardy to law enforcement personnel.” 106 Nev. at 636, 798 P.2d at 148. Exemption 7 is codified at 5 USC § 552(b)(7). Subparts (A)-(F) make law enforcement records confidential if disclosure “could reasonably be expected to interfere with enforcement proceedings,” “would deprive a person of a fair trial,” “could reasonably be expected to constitute an unwarranted invasion of personal privacy,” “could reasonably be expected to disclose the identity of a confidential source,” “would disclose techniques and procedures for law enforcement,” or “could reasonably be expected to endanger the life or physical safety of any individual.” See *also* Att. Gen. Op. 83-3 (recognizing the “legitimate public policy interests in maintaining confidentiality of criminal investigation records and criminal reports”).

Here, the record(s) you seek are law enforcement records. LVMPD’s interest in nondisclosure clearly outweighs the public’s interest in access. Thus, they are confidential and must be withheld or redacted.



# MED

## Medical

The record(s) you seek are medical records and contain information, that if disclosed, would constitute an unwarranted invasion of a person's nontrivial privacy interest.

In *Clark County Sch. Dist. v. Las Vegas Review-Journal*, — Nev. —, 429 P.3d 313, 319-20 (2018), the Nevada Supreme Court cited extensively to *Cameranesi v. U.S. Dep't of Defense*, 856 F.3d 626 (9<sup>th</sup> Cir. 2017), which relies on federal Freedom of Information Act (FOIA) Exemption 6. The Court had previously referred to FOIA exemptions on several occasions when construing the Nevada Public Records Act. See *Donrey v. Bradshaw*, 106 Nev. 630, 798 P.2d 144, fn. 4 (1990) (Exemption 7); *DR Partners v. Board of County Comm'rs*, 116 Nev. 616, 6 P.3d 465 (2000) (Exemption 5).

Exemption 6 is codified at 5 USC § 552(b)(6), which makes confidential "personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy."

In *Reno Newspapers v. Sheriff*, 126 Nev. 211, 218, 234 P.3d 922, 927 (2010), the Nevada Supreme Court recognized that an individual's privacy must be balanced with the public's general right to open government, "especially because private and personal information may be recorded in government files"). Later, in *Clark County Sch. Dist. v. Las Vegas Review-Journal*, — Nev. —, 429 P.3d 313, 319-20 (2018), the Court adopted a balancing test in which the burden shifts to the requester of a record if the public agency demonstrates a "nontrivial personal privacy interest" including "intrusion[ s] into a person's reasonable expectation of privacy, seclusion, or solitude."

**Here, the record(s) you seek are confidential and must be redacted.**

# PII

## Personal Identifying Information

The record(s) you seek contain personal identifying information.

NRS 239.001 provides that public records are open to inspection. However, NRS 239.010(1) expressly creates exemptions to the disclosure of records falling under various statutes, including NRS 239B.030. NRS 239B.030 makes “personal information” confidential. NRS 603A.040 defines “personal information” to include social security numbers, driver’s license numbers, account numbers, and the like.

Here, because the record(s) you seek contain confidential personal identifying information, they have been redacted.